South Downs
National Park Authority

Agenda Item 14
Report NPA20/21-14

Report to	**South Downs National Park Authority**
Date	**15 October 2020**
By	**Head of Governance & Support Services and Head of Business Services**
Title of Report **Decision**	**Review of Financial Governance Documents**

Recommendation: The Authority is recommended to adopt the revised Financial Procedures (Appendix 1) and Financial Regulations (Appendix 2).

1. Introduction

1.1 This report sets out proposed changes to the Authority's Financial Procedures and Financial Regulations arising from a review of these documents undertaken by the Head of Business Services and the Head of Governance. This review has been supported by the Authority's Section 151Officer and Monitoring Officer.

1.2 The proposed changes to the financial regulations and financial procedures have been considered by the Policy and Resources Committee as the Committee's terms of reference include recommending any material and/or substantial changes to these documents to the Authority for approval. The Committee resolved to recommend the changes to the Authority for approval. However, it should be noted that, since the Committee's meeting on 27 February 2020, further developments have meant that it is no longer proposed to include non-material capital virement and variation powers within the Committee's remit and therefore these proposed revisions have been removed from the Financial Procedures. A few further minor amendments have been made to ensure clarity and consistency between the documents.

1.3 The changes proposed in this report clarify the position arising from the 2017 Governance review. Further changes may be required if further changes are made to the Authority's governance arrangements.

2. Policy Context.

2.1 Up to date and robust financial processes are a key part of the Authority's governance framework and underpin all activity undertaken by the Authority. Therefore, this decision indirectly supports the delivery of all PMP and corporate objectives.

3. Issues for consideration

3.1 Changes to Financial Procedures include:

Ref	Proposed Change	Rationale
Throughout	Remove references to previous committees (Policy and Programme, Governance) and replace with current committees (Policy and Resources or Authority)	Clarity and to reflect current practice
A2.1.2	Remove reference to budget being approved by Committee prior to approval by the NPA	To reflect requirements relating to separation of functions between monitoring and approving budgets
A2.1.2	Remove reference to Committee role in approving major virements	To reflect requirements relating to separation of functions between monitoring and approving budgets
A2.1.4	Remove reference to P&R role in material virements	To reflect requirements relating to separation of functions between monitoring and approving budgets
A2.1.2	Amend financial limits to reflect changes made to A2.1.4 and removal for P&R role	To reflect requirements relating to separation of functions between monitoring and approving budgets
A2.1.6	Include reference to virements of up to and including £25,000 being exercised by a Director	Clarity and to reflect current practice
A2.2.3	Include reference to virements of up to and including £25,000 being exercised by a Director and removing role of committee in underspend approval	Clarity and to reflect current practice
B2.1.1	Remove ref to 3 year forecast and replace with medium term	Clarity and to reflect current practice
B2.1.6	Remove committee ref in relation to determining detailed form of revenue budgets	Clarity and to reflect current practice
B2.3.9	Remove reference to quarterly reporting and replace with four times a year	Clarity and to reflect current practice
B2.4.4	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
B2.4.5	To remove reference to committee role in making recommendations on capital estimates	To reflect requirements relating to separation of functions between monitoring and approving budgets
B2.4.7	Remove reference to quarterly reporting and replace with four times a year and provide clarity re financial levels and	Clarity and to reflect current practice

Ref	Proposed Change	Rationale
	remove reference to committee role in approving capital variations and virements	
B2.4.14	Remove reference to quarterly reporting and replace with four times a year and provide clarity re financial levels	Clarity and to reflect current practice
C3.1.14	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
C4.2.8	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
C4.2.13	Include reference to Monitoring Officer responsibility to maintain registers of interests etc for Members	Clarity and to reflect current practice
C5.1.12	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
C6.6 & 6.8	To reflect Committee role in Annual investment strategy approval	Clarity and to reflect current practice
D1.17	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
D2.1.8	To remove committee role in writing off bad debts that are material to the Authority's accounts. This function to be delivered by the Authority	Clarity and to reflect current practice
D2.3.9 and D2.3.10 and 12 and 15, D.4.3, and D6.5.2.	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice
E2.5	To clarify role of committee and authority in decisions related to accountable bodies	Clarity and to reflect current practice
E3.3	To include reference to match funding in financial limits	Clarity and to reflect current practice

3.2 Changes to Financial Regulations include:

Ref	Proposed Change	Rationale
2.4- 2.6	Remove committee references	Clarity and to reflect current practice
2.18	Remove references to previous committees (Policy and Programme, Governance) and replace with current committees (Policy and Resources or Authority)	Clarity and to reflect current practice
Section 4, 5.6,	Replace reference to Director of Corporate Strategy and replace with Chief Executive	Clarity and to reflect current practice

3.3 When the draft changes were considered by the P&R Committee, it is was proposed that the Terms of Reference for the committee be amended to include power to approve non-material capital variations and virements.

3.4 It is no longer recommended that this power be included in the Committee's terms of reference, as it has the potential for this to be considered an element of regulating or controlling the Authority's finances. The law prevents the appointment of co-opted members to committees that regulate or control the finance of the authority. In order to support the wider Authority agenda of increasing participation through the inclusion of co-optees on the P&R Committee this function will continue to be delivered by the full Authority.

4. Options & cost implications

4.1 There are no direct costs arising from the proposed amendments to financial regulations and procedures.

4.2 The review considered a range of options on how best to deliver effective and efficient financial controls and, taking account of the wider constraints referenced in paragraph 3.4, the proposals represent, in Officer's opinions, the optimal arrangements for the Authority.

5. Next steps

5.1 Subject to agreement, the revised Financial Regulations and Financial Procedures will be communicated to the relevant officers and published on the Authority website.

6. Other Implications

Implication	Yes*/No
Will further decisions be required by another committee/full authority?	No
Does the proposal raise any Resource implications?	None directly arising from this report
How does the proposal represent Value for Money?	The revised Financial Regulations and Financial Procedures will contribute to ensuring value for money
Are there any Social Value implications arising from the proposal?	None directly arising from this report
Have you taken regard of the South Downs National Park Authority's equality duty as contained within the Equality Act 2010?	Financial Regulations and Procedures support the delivery of the Authority's Equality duty by contributing to an effective governance framework that is accessible to all. The changes proposed do not impact on any specific protected characteristic.
Are there any Human Rights implications arising from the proposal?	None directly arising from this report
Are there any Crime & Disorder implications arising from the proposal?	None directly arising from this report
Are there any Health & Safety implications arising from the proposal?	None directly arising from this report

Are there any Data Protection implications?	None directly arising from this report
Are there any Sustainability implications based on the 5 principles set out in the SDNPA Sustainability Strategy:	The report contributes to principle 4 of the SDNPA sustainability Strategy: Promoting good governance

7. Risks Associated with the Proposed Decision

Risk	Likelihood	Impact	Mitigation
Failure to maintain an up to date Governance Framework leads to decisions being challenged or delays in decision making	3	4	Standing Orders and policy framework kept under review. Monitoring Officer and s151 Officer contracts in place. Programme of Audits includes governance issues. P&R Committee terms of reference

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Appendices	1. Proposed Updated Financial Procedures 2. Proposed Updated Financial Regulations
SDNPA Consultees	Chief Executive; Chief Finance Officer; Monitoring Officer; Legal Services, Business Service Manager
External Consultees	none
Background Documents	Authority Standing Orders

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South Downs
National Park Authority

F I N A N C I A L   P R O C E D U R E S

FINANCIAL PROCEDURES

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FINANCIAL PROCEDURES MANUAL

INTRODUCTION

The framework of control, responsibility and accountability for the proper administration of the Authority's financial affairs, enabling Members and officers to fulfil their duties is set out in Financial Regulations. Within that framework there needs to be a set of detailed financial procedures to ensure that everything the Authority does is consistent with that framework.

These procedures set out the responsibilities incumbent upon all Members and staff, but especially the Chief Executive, Directors and the Chief Finance Officer. The Financial Procedures Manual therefore supplements Financial Regulations, detailing how they are to be applied in practice.

Each section of the Manual follows a standard format:

- **Why is this important?** – this sets the context for the financial procedure;
- **Key controls** – this explains the key internal controls for ensuring Financial Regulations are operating effectively;
- **Responsibilities of the Chief Finance Officer**
- **Responsibilities of Chief Executive and other Directors**.

A FINANCIAL MANAGEMENT

A.1 FINANCIAL MANAGEMENT STANDARDS

Why is this important?

A.1.1 All staff and Members have a duty to demonstrate the highest standards of probity in all of the Authority's financial dealings. This is facilitated by ensuring that everyone is clear about the standards to which they are working and the controls that are in place to ensure that those standards are met.

A.1.2 Each year the Authority's external auditor provides an opinion in the Financial Statements on the Authority's arrangements for securing economy, efficiency and effectiveness (i.e. value for money) in its use of resources. The auditor will consider how well the Authority plans and manages its finances, how well its assets and other resources are managed, and the effectiveness of its arrangements for financial governance and internal control.

Key Controls

A.1.3 The key controls and control objectives for financial management standards are:

- the promotion of the agreed standards throughout the Authority;
- a monitoring system to review compliance with financial management standards, and regular comparisons of performance indicators and benchmark standards.

Responsibilities of the Chief Finance Officer

A.1.4 To maintain an appropriate set of Financial Regulations and Procedures taking into account best practice and statutory requirements.

A.1.5 To maintain strong financial management and administration, underpinned by effective systems of internal financial controls.

A.1.6 To ensure a prudential financial framework is in place.

A.1.7 To ensure proper professional practices are adhered to and act as head of profession in relation to the standards, performance and development of finance staff throughout the Authority.

A.1.8 To advise on the key strategic controls necessary to secure sound financial management.

A.1.9 To ensure that financial management information is available to enable accurate and timely monitoring within the budget management framework, and reporting of comparisons of national and local financial performance indicators.

Responsibilities of Directors

A.1.10 To promote the Financial Regulations and Procedures throughout the Authority and to monitor adherence to the standards and practices, liaising as necessary with the Chief Finance Officer.

A.1.11 To endorse and promote any corporate organisation and development programme designed to increase awareness, knowledge and skills in respect of financial management.

A.2 MANAGING EXPENDITURE

A.2.1 <u>Scheme of Revenue Virement (Budget Transfer)</u>

Why is this important?

A.2.1.1 The scheme of virement is intended to enable the Authority, Directors and their staff to manage budgets with a degree of flexibility within the overall policy framework determined, and therefore to optimise the use of resources.

Key controls

A.2.1.2 Key controls for the scheme of virement are that:

- It is administered by the Chief Finance Officer within guidelines set by the Authority. Any variation from this scheme requires the approval of the Authority.
- The overall budget is approved by the Authority. Directors and budget holders are therefore authorised to incur expenditure in accordance with the budget. The rules below cover virements; that is, switching resources between approved budgets.
- The virement does not create additional overall budget liability. For example, recurring expenditure cannot be generated from one-off sources of savings or additional income.
- Virement on a scale that implies a change of policy must be referred to the Authority..
- Creation of expenditure budgets in anticipation of income, for example, as the result of expanding a trading activity, must be approved by the Chief Finance Officer.
- Virements are not designed to disguise under/overspends, but it may be appropriate to use them to achieve an element of budget realignment.
- Detailed reasons for virements must be recorded in writing.
- No virement relating to a specific financial year should be made after 31 March in that year.

Responsibilities of the Chief Finance Officer

A.2.1.3 To prepare jointly with the relevant Director a report to the Authority where any revenue virement of £100,000 or more is proposed.

A.2.1.4 To be consulted by the Chief Executive about any revenue virement of more than £25,000 but less than £100,000.

A.2.1.5 To action virements to reflect Authority decisions including restructuring of Directorates and other technical virements to maintain the effectiveness of budget management.

Responsibilities of Directors

A.2.1.6 A Director may exercise virements on budgets under his or her control for amounts up to and including £25,000 on any budget during the year. Below £5,000 budget holders can approve virements within their area without Director approval.

A.2.1.7 Amounts greater than £25,000 but less than £100,000 may be authorised by the Chief Executive, in consultation with the Chief Finance Officer.

A.2.1.8 Virements that are likely to impact on the level of service activity of another Director should be implemented only with their agreement.

A.2.2 Treatment of year-end balances

Why is this important?

A.2.2.1 Overspends or underspends in relation to the approved budgets may occur for a variety of reasons. There is no automatic right to carry forward underspends from one financial year to another. Decisions on carry forward of overspending or underspending will be made by the Authority in the context of the financial position as a whole and not any one particular service area.

Key controls

A.2.2.2 Appropriate accounting procedures are in operation to ensure that carried forward totals are correct.

Responsibilities of the Chief Finance Officer

A.2.2.3 To agree carry forward of underspends of up to and including £25,000 per Directorate where appropriate. To seek approval from the Authority for carry forward of underspends over £25,000. To advise the Authority on the financial position of the Authority and the implications for overspends, which may need to be carried forward in exceptional circumstances.

Responsibilities of Directors

A.2.2.4 Underspendings cannot be carried forward without consultation with the Chief Finance Officer, who will determine if specific approval is required by the Authority.

A.3 ACCOUNTING RECORDS AND RETURNS

Why is this important?

A.3.1 Maintaining proper accounting records is one of the ways in which the Authority discharges its responsibility for stewardship of public resources. The Authority has a statutory responsibility to prepare its annual accounts to present fairly its operations during the year.

A.3.2 These are subject to external audit. This audit provides assurance that the accounts are prepared properly, that proper accounting practices have been followed and that appropriate arrangements have been made for securing economy, efficiency and effectiveness in the use of the Authority's resources.

Key controls

A.3.3 The key controls for accounting records and returns are:

- all Members, staff and budget holders operate within the required accounting standards and timetables
- all the Authority's transactions, material commitments and contracts and other essential accounting information are recorded completely, accurately and on a timely basis
- procedures are in place to enable accounting records to be reconstituted in the event of systems failure
- reconciliation procedures are carried out in a timely manner to ensure transactions are correctly recorded
- prime documents are retained in accordance with legislative and other requirements.

Responsibilities of the Chief Finance Officer

A.3.4 To determine the accounting procedures and records for the Authority. Where these are likely to be maintained outside of the finance service, the Director concerned should consult the Chief Finance Officer.

A.3.5 To arrange for the compilation of all accounts and accounting records under his or her direction, and to ensure that adequate records are maintained by Directors to provide an audit trail to the prime financial system and the accounting statements.

A.3.6 To ensure compliance with the following principles in the allocation of accounting duties:

- separating the duties of providing information about sums due to or from the Authority and calculating, checking and recording these sums from the duty of collecting or disbursing them
- employees with the duty of examining or checking the accounts of cash transactions must not be engaged in these transactions.

A.3.7 To prepare and publish the audited accounts of the Authority for each financial year, in accordance with the statutory timetable and with the requirement for the Policy and Resources Committee to approve the Statement of Accounts in accordance with that timetable.

A.3.8 To ensure the proper retention of financial documents and to provide statutory information to the government as required.

Responsibilities of Directors

A.3.9 To consult and obtain approval of the Chief Finance Officer before introducing or making any changes to accounting records and procedures.

A.3.10 To comply with the principles outlined at paragraph A.3.6 above when allocating accounting duties.

A.3.11 To maintain adequate records to provide an audit trail leading from the source of income/expenditure through to the accounting statements.

A.3.12 To ensure that all claims for funds including grants are made by the due date and to ensure reconciliation with the prime financial system.

A.3.13 To supply information required to enable the Statement of Accounts to be completed in accordance with guidelines issued by the Chief Finance Officer.

A.4 THE ANNUAL STATEMENT OF ACCOUNTS

Why is this important?

A.4.1 The Authority has a statutory responsibility to prepare its accounts to present fairly its operations during the year. The Policy and Resources Committee is responsible for approving the statutory annual Statement of Accounts.

Key Controls

A.4.2 The key controls for the annual Statement of Accounts are:

- The Authority is required to make arrangements for the proper administration of its financial affairs and the Chief Finance Officer has the responsibility for the administration of these affairs.
- The Authority's Statement of Accounts must be prepared in accordance with proper practices as set out in the Code of Practice on Local Authority Accounting in the United Kingdom issued by the CIPFA/LASAAC Joint Committee.
- To select suitable accounting policies and to ensure that they are applied consistently
- To provide suitable systems of internal control to ensure that financial transactions are lawful

Responsibilities of the Chief Finance Officer

A.4.3 To select suitable accounting policies and ensure that they are applied consistently. The accounting policies are set out in the Statement of Accounts, which is prepared as at 31 March each year, and covers such items as: separate accounts for capital and revenue transactions, fixed assets, deferred charges, charging for capital, capital receipts, debtors and creditors, stocks and work in progress, provisions, reserves, charging for support services, investments, pensions, single entity and group accounts.

A.4.4 To make judgements and estimates that are reasonable and prudent.

A.4.5 To sign the Statement of Accounts, stating that it presents fairly the financial position of the Authority and its income and expenditure for the year ended 31 March.

A.4.6 To draw up the timetable for final accounts preparation and to advise staff and external auditors accordingly and submit statutory financial information to the government as required.

Responsibilities of Directors

A.4.7 To comply with accounting guidance provided by the Chief Finance Officer and to supply appropriate information when required.

B FINANCIAL PLANNING

B.1 PERFORMANCE AND STATUTORY PLANS

Why is this important?

B.1.1 The Authority has statutory responsibility to publish various plans. The purpose of these statutory plans is to explain overall priorities and objectives, current performance, and proposals for further improvement. The Authority is required to publish a Corporate Plan and a Partnership Management Plan for the National Park.

B.1.2 The Authority will need to demonstrate that it plans and manages its finances linked to its priorities.

Key controls

B.1.3 The key controls for statutory plans are:

- to ensure that all relevant plans are produced and are consistent;
- to produce plans in accordance with statutory requirements and timetables;
- to ensure that all performance information is accurate, complete and up to date;
- to provide improvement targets which are meaningful, realistic and challenging.

Responsibilities of the Chief Finance Officer

B.1.4 To ensure the provision of the financial information that needs to be included in statutory plans is in accordance with statutory requirements and agreed timetables.

B.1.5 To contribute to the development of Authority targets, objectives and performance information.

B.1.6 To ensure that systems are in place to collect accurate financial information for use as performance indicators.

B.1.7 To ensure that financial performance information is monitored sufficiently frequently to allow corrective action to be taken if targets are not likely to be met.

Responsibilities of Directors

B.1.8 To contribute to the development of Authority targets, objectives and performance information.

B.1.9 To ensure that systems are in place to collect accurate information for use as performance indicators.

B.1.10 To ensure that non-financial performance information is monitored sufficiently frequently to allow corrective action to be taken if targets are not likely to be met.

B.2 BUDGETING

B.2.1 <u>Medium Term Planning</u>

Why is this important?

B.2.1.1 It is good practice for the Authority to produce a Medium Term Financial Strategy (MTFS), including a medium term forecast of capital and revenue plans. The key aim of the MTFS is to provide financial stability over the medium term to support delivery of the Authority's key service priorities.

B.2.1.2 The revenue budget must be constructed to ensure that resource allocation reflects the service plans and priorities of the Authority. Budgets are needed so that the Authority can plan, authorise, monitor and control the way money is allocated and spent. It is illegal for the Authority to budget for a deficit.

B.2.1.3 Medium term planning involves managers developing their own plans over a rolling three-year period. This ensures that the Authority is able to make policy decisions taking account of potential changes in its financial circumstances and liabilities.

Key Controls

B.2.1.4 The key controls for medium term planning are:

- specific budget approval for all expenditure;
- budget holders are consulted in the preparation of the budgets for which they will be held responsible and accept accountability within delegations set by the Authority and the level of service to be delivered;
- a monitoring process is in place regularly to review the effectiveness and operation of budget preparation and to ensure that any corrective action is taken.

Responsibilities of the Chief Finance Officer

B.2.1.5 To prepare and submit reports on budget prospects to the Authority, including resource constraints set by the Government, especially dealing with the robustness of the budget and the adequacy of reserves.

B.2.1.6 To determine the detailed form of revenue budgets and the methods for their preparation, consistent with the budget approved by the Authority.

B.2.1.7 To prepare and submit reports to the Authority on an overall financial strategy to meet its policy and service objectives, showing aggregate spending plans of Directorates and the resources available to fund them.

B.2.1.8 To ensure there is a MTFS and provide detailed financial forecasts to assist in the development of the Authority's plans and strategies.

B.2.1.9 To encourage the best use of resources and value for money by working with Directors to identify opportunities to improve economy, efficiency and effectiveness, and by encouraging good practice in conducting financial appraisals.

Responsibilities of Directors

B.2.1.10 To prepare estimates of income and expenditure, in consultation with the Chief Finance Officer, to be submitted to the Authority.

B.2.1.11 To integrate financial plans into service planning, so that the budget can be supported by financial and non-financial performance measures.

B.2.1.12 When drawing up draft budgets, to have regard to:

- guidance issued by the Chief Finance Officer;
- spending patterns and pressures revealed through the budget monitoring process;
- legal requirements;
- policy requirements as defined by the Authority;
- initiatives already under way and Authority priorities;

B.2.1.13 To encourage the best use of resources and value for money by working with the Chief Finance Officer to identify opportunities to improve economy, efficiency and effectiveness.

B.2.2 Format of the Overall Budget

Why is this important?

B.2.2.1 The format of the budget determines the level of detail to which financial control and management will be exercised. The format shapes how any rules around virement operate and sets the level at which funds may be reallocated within budgets.

Key Controls

B.2.2.2 The key controls for the budget format are:

- the format complies with all legal requirements and CIPFA's Accounting Code of Practice for local authority accounting;
- the format reflects the accountabilities of service delivery.

Responsibilities of the Chief Finance Officer

B.2.2.3 To advise the Policy and Resources Committee on the format of the overall budget that is approved by the Authority.

Responsibilities of Directors

B.2.2.4 To comply with accounting guidance provided by the Chief Finance Officer.

B.2.3 Revenue budget monitoring and control

Why is this Important?

B.2.3.1 Budget management ensures that once the overall budget has been approved by the Authority, any resources allocated are used for their intended purposes and are properly accounted for. Budgetary control is a continuous process, enabling the Authority to review and adjust its budget during the financial year. It also provides the mechanism that holds designated managers to account for defined elements of the budget and for performance.

B.2.3.2 Budget monitoring is also linked to performance monitoring. It requires action plans to mitigate variances from budgets, particularly for those budgets that could have a critical impact, in order to ensure the Authority does not overspend.

B.2.3.3 By continuously identifying and explaining variances against budgets, the Authority can identify changes and new resource requirements at the earliest opportunity. The Authority itself operates within the overall budget. To ensure that the Authority in total does not overspend, each service is required to manage its own expenditure within the defined budgets allocated to it, produce robust action plans to eliminate overspends.

B.2.3.4 For the purposes of budgetary control by managers, a budget will normally be the planned income and expenditure for a cost centre. However, budgetary control may take place at a more detailed level if this is required by the Director's scheme of delegation.

Key controls

B.2.3.5 The key controls for managing and controlling the revenue budget are:

- budget holders should be responsible only for income and expenditure that they can influence;
- there is a nominated budget holder for each cost centre budget;
- budget holders accept accountability for their budgets and the level of service to be delivered and understand their financial responsibilities;

- budget holders follow an approved certification process for all expenditure;
- income and expenditure is properly recorded against the correct budget even if no or insufficient budget exists;
- performance levels/levels of service are monitored in conjunction with the budget and necessary action is taken to align service outputs and budget;
- budget holders must not charge goods and services against the budgets of other managers without obtaining prior agreement;
- financial management training and support is available across the Authority.

Responsibilities of the Chief Finance Officer

B.2.3.6 To establish an appropriate framework of budget management and control, together with guidance and training, which ensures that:

- budget management is exercised in accordance with the framework of budget monitoring and within annual budgets unless the Authority determines otherwise;
- each Director and budget holder has available timely and up-to-date information on receipts and payments on each budget which is sufficiently detailed to enable budget holders to fulfil their budgetary responsibilities;
- significant variances from approved budgets are investigated and reported by budget holders regularly to the relevant Director, together with action plans to bring the budget back in line;
- all officers responsible for committing expenditure comply with relevant guidance and Financial Regulations.

B.2.3.7 To administer the Authority's scheme of virement.

B.2.3.8 To submit reports to the Policy and Resources Committee and to the Authority, in consultation with the relevant Director, where a Director is unable to contain expenditure within existing approved budgets under his or her control.

B.2.3.9 To prepare and submit reports on the Authority's projected income and expenditure compared with the budget, monthly to Directors, and at least four times a year to the Policy and Resources Committee.

Responsibilities of Directors

B.2.3.10 To maintain budgetary control within their Directorates and to ensure that all income and expenditure is properly recorded and accounted for.

B.2.3.11 To ensure that an accountable budget holder is identified for each item of income and expenditure under the control of the Director and that the budget holder monitors the relevant budgets in accordance with the Authority's framework.

B.2.3.12 To ensure that budget holders do not charge goods and services against the budgets of other managers without obtaining prior agreement.

B.2.3.13 To ensure that spending remains within the service's overall cash limit, and to monitor the budget and take appropriate corrective action where significant variations from the approved budget are forecast.

B.2.3.14 In conjunction with the Chief Finance Officer, to ensure prior approval by the Authority for significant new proposals that:

- create new financial commitments in the current year and future years;
- change existing policies, initiate new policies or cease existing policies;
- materially extend or reduce the Authority's services.

B.2.3.15 To ensure compliance with the scheme of virement.

B.2.4 Capital Programmes

Why is this important?

B.2.4.1 Capital expenditure involves acquiring or enhancing fixed assets with a long term value to the Authority, such as land, buildings, and major items of plant, equipment or vehicles. Capital assets shape the way services are delivered in the long term and create financial commitments for the future in the form of financing costs and revenue running costs.

B.2.4.2 The Local Government Act 2003 permits local authorities to borrow to finance capital expenditure provided that the plans are affordable, prudent and sustainable in the long term. This means that capital expenditure should form part of an investment strategy and should be carefully prioritised to maximise the benefit.

B.2.4.3 All capital expenditure, as defined in the 2003 Act or subsequent regulations, will be included within the approved capital programme, with the exception of expenditure on the acquisition of equipment, vehicles or plant not exceeding £20,000, which is for operational purposes only. This does not preclude such items being treated as capital items (i.e. fixed assets or enhancements to fixed assets) for accounting purposes.

Key Controls

B.2.4.4 The key controls for capital programmes are:

- specific approval by the Authority for the programme of capital expenditure, in conjunction with the annual revenue budget, outlining the phasing of expenditure and the sources of funding;
- a scheme and estimate, including options appraisal, project plan, progress targets and associated revenue expenditure are prepared for each capital project, for approval by the Authority;
- no new capital scheme proceeds unless all required finance and other necessary approvals have been obtained;
- proposals for improvements and alterations to buildings must be approved by the appropriate Director in consultation with the Chief Executive;
- major rolling programmes of capital expenditure will require a detailed report to be considered by the Policy and Resources Committee and approved by the Authority covering all the schemes within each programme of works and will include the purpose, benefits, risks, total projected cost, expenditure profile and the financial implications, both capital and revenue;
- the development and implementation of an Asset Management Plan;
- a nominated, accountable budget holder for each capital budget.
- monitoring of progress on capital schemes and comparison with approved budget and remedial action taken to address overspends, reporting monthly to the Chief Executive and Directors, and at least four times a year to SMT and the Policy and Resources Committee;
- compliance with the Authority's Financial Regulations, Contract Standing Orders and Procurement Policy, for example, when inviting competitive quotes or tenders.

Responsibilities of the Chief Finance Officer

B.2.4.5 To prepare capital estimates jointly with Directors and to report them to the Authority for approval, together with the revenue implications and prudential indicators as prescribed in the Prudential Code to demonstrate the affordability of the plans.

B.2.4.6 The approval of the Authority is required where a Director proposes to bid for or exercise additional borrowing not anticipated in the capital programme. This is because extra borrowing will create future commitments to financing costs which will need to be demonstrated to be affordable.

B.2.4.7 To prepare and submit at least four times a year reports to the Policy and Resources Committee on the projected expenditure and resources compared with the approved estimates and to obtain authorisation from the Authority for any variations or virements above £25,000 or 10%, of the original budget, whichever is the lesser figure.

Responsibilities of Directors

B.2.4.8 Prior to the commencement of any capital project, Directors shall produce and submit for approval a detailed report to the Authority. This will include the purpose, benefits, risks, total projected cost, expenditure profile and full financial implications, both capital and revenue, of the proposed project.

B.2.4.9 Where provision is made within the Capital Programme for advance feasibility design and works, each Director may incur expenditure associated with the feasibility and initial design of future capital schemes with the approval of the Chief Finance Officer. Any expenditure incurred where a scheme does not proceed will be recharged to the Directorate's revenue budget.

B.2.4.10 To ensure that all capital proposals have undergone a project appraisal in accordance with guidance issued by the Chief Finance Officer.

B.2.4.11 To ensure that tenders and/or quotations are obtained and adequate records kept for all contracts in accordance with the Authority's Contract Standing Orders and Procurement Guide.

B.2.4.12 To ensure that all necessary approvals have been received from the Planning Authority or Government Departments where appropriate.

B.2.4.13 To prepare regular reports reviewing the capital programme provisions for their services. They should also prepare monitoring reports at least four times a year to the Policy and Resources Committee together with the Chief Finance Officer. These reports should include any variation in contract costs greater than the amount approved within the Capital Programme. Directors may meet cost increases of up to and including £25,000 or 10%, of the original budget, whichever is the lesser figure. by virement from savings elsewhere within their capital programme or revenue budget, subject to the agreement of the Chief Finance Officer.

B.2.4.14 To obtain Chief Finance Officer approval for carry forwards of year-end capital underspends, other than when funded from scheme specific resources. Where projects are overspent, this will be the first call on the Directorate's capital allocation in the subsequent year's programme.

B.2.4.15 To ensure that credit arrangements, such as leasing agreements, are not entered into without the prior consultation with and the approval of the Chief Finance Officer and, if applicable, approval of the scheme through the capital programme.

B.2.4.16 To consult with the Chief Finance Officer and to obtain Authority approval where the Director proposes to bid for supported borrowing or other external funding to support expenditure that has not already been included in the approved Capital Programme.

B.3 MAINTENANCE OF RESERVES

Why is this important?

B.3.1 The Authority must determine the level of general and specific reserves it wishes to maintain before it can decide the level of its annual revenue budget and capital programme. Reserves enable the Authority to provide for unexpected events and thereby protect it from overspending, should such events occur. The adequacy of the level of reserves will be subject to review as part of the annual external audit.

Key Controls

B.3.2 To maintain reserves in accordance with the Code of Practice on Local Authority Accounting in the United Kingdom and agreed accounting policies.

B.3.3 For each reserve established, the purpose, usage and basis of transactions should be clearly identified.

B.3.4 Authorisation of expenditure from specific reserves by the appropriate Director should only be actioned with the approval of the Chief Finance Officer. Allocations from the Authority's general reserves will be determined by the Authority.

Responsibilities of the Chief Finance Officer

B.3.5 To annually review the levels of reserves and advise the Authority on prudent levels of general and specific reserves for the Authority.

Responsibilities of Directors

B.3.6 To consult the Chief Finance Officer as soon as it becomes apparent that budget pressures or external circumstances may require the use of reserves to support expenditure.

C RISK MANAGEMENT & CONTROL OF RESOURCES

C.1 RISK MANAGEMENT

Why is this important?

C.1.1 Every organisation needs to manage the risks that can affect achievement of their objectives. Risk management is defined as "the culture, processes and structure, which come together to optimise the management of potential opportunities and adverse effects".

C.1.2 Risk management is concerned with evaluating the probability of an event and its consequences, identifying the measures the Authority already has in place to mitigate those risks, and then taking any further action necessary to manage them and minimise their impact. The adequacy of the control measures should be monitored and the control measures reviewed as necessary.

C.1.3 Risk management should be at the core of decision-making, business planning, managing change and innovation and needs to be practised at service delivery level. It enables the effective use of resources, securing the assets of the Authority and its continued financial and organisational well-being.

Key controls

C.1.4 The key controls for risk management are:

- The risk management strategy is agreed and adhered to across the Authority.
- Procedures are in place to identify, assess and manage the risks that may hinder the Authority from reaching its objectives.
- Risk management is a formalised stage of the business planning process, project management, major changes initiatives and financial management processes.
- A monitoring process is in place to review regularly the effectiveness of risk reduction strategies and the operation of these controls.
- Risk management training and support is available across the Authority.
- Managers know that they are responsible for managing risks and are provided with information on risk management initiatives and incidence levels.

Responsibilities of Policy and Resources

C.1.5 The Policy and Resources Committee is responsible for approving the Authority's risk management strategy and for reviewing the effectiveness of risk management within the Authority.

Responsibilities of the Chief Finance Officer

C.1.6 The Chief Finance Officer is required to:

- arrange cost effective and appropriate insurance cover and deal with insurance claims and resultant risk actions to reduce the incidence and severity of similar losses;
- ensure procedures are in place to investigate claims within required timescales;
- develop risk management controls for insurable risks;
- effect corporate insurance cover through external insurance and internal funding, and to oversee the negotiation of all claims in consultation with other officers and relevant bodies where necessary;
- maintain a continuous review of claims experience and to effect the optimum balance of internal and external insurance cover over time.

Responsibilities of the Chief Executive

C.1.7 The Chief Executive is required to prepare the Authority's risk management strategy for approval by the Policy and Resources Committee and issue and maintain procedures relating to risk management.

Responsibilities of Directors

C.1.8 Directors are required to:

- ensure that there is a continuous review of exposure to risk within their Directorates, and act at all times to minimise risks;
- produce risk registers and risk management actions when undertaking strategic business planning, major change initiatives, large projects (for example, capital projects), new partnership and external funding arrangements and improvement reviews;
- monitor the progress of identified risks and subsequent risk management actions;
- notify the Chief Finance Officer immediately of any major risks that are identified and cannot be managed within the resource levels of the service;
- raise the awareness and understanding of risk management throughout the Authority through training and regular use of risk management techniques in decision-making and planning;
- notify the Chief Finance Officer immediately of any loss, liability or damage that may lead to a claim against the Authority, together with any information or explanation required by the Chief Finance Officer or the Authority's insurers;
- co-operate at all times with any insurance investigations and supply all information within required timescales;
- notify the Chief Finance Officer promptly of all new risks, properties or vehicles that require insurance and of any alterations affecting existing insurances, and supply the Chief Finance Officer with asset valuations for insurance purposes as required;
- consult the Chief Finance Officer on the terms of any indemnity that the Authority is requested to give and to ensure no indemnities are given on behalf of the Authority without the agreement of the Chief Finance Officer and the Monitoring Officer;
- ensure that no-one covered by the Authority's insurances admits liability or makes any offer to pay compensation that may prejudice the assessment of any claim;
- ensure that all companies or individuals contracted to carry out construction work have adequate Public Liability insurance cover;
- provide all relevant information and documentation in accordance with the Pre-Action Protocols detailed by the Woolf Reforms to the Chief Finance Officer when requested;
- to fund from their Directorate budget the total cost of any claim which has been lost due to the Directorate's failure to meet the protocol time limits.

C.2 INTERNAL CONTROLS

Why is this important?

C.2.1 The Authority requires internal controls to manage and monitor progress towards strategic objectives. The Authority is required to publish an Annual Governance Statement in its Statement of Accounts.

C.2.2 The Authority has statutory obligations, and, therefore, requires internal controls to identify, meet and monitor compliance with these obligations. It also faces a wide range of financial, administrative and commercial risks, both from internal and external factors, which threaten the achievement of its objectives. Internal controls are necessary to manage these risks.

C.2.3 Internal Controls will be devised by management to ensure that the Authority's objectives are achieved in a manner that promotes economical, efficient and effective use of resources and that the Authority's assets and interests are safeguarded.

Key Controls

C.2.4 The key controls and control objectives for internal control systems are:

- key controls should be reviewed on a regular basis and the Authority should make a formal statement annually to the effect that it is satisfied that the systems of internal control are operating effectively;
- the existence of managerial control systems, including defining policies, setting objectives and plans, monitoring financial and other performance and taking appropriate anticipatory and remedial action;
- the existence of financial and operational control systems and procedures, which include physical safeguards for assets, separation of duties, authorisation and approval procedures and information systems;
- an effective internal audit function that is properly resourced and operates in accordance with the Public Sector Internal Audit Standards, and any statutory obligations and regulations.

Responsibilities of the Chief Finance Officer

C.2.5 To put in place an appropriate control environment and effective internal controls which provide reasonable assurance of effective and efficient operations, financial stewardship, probity and compliance with laws and regulations.

Responsibilities of Directors

C.2.6 To check that established controls are being adhered to and to evaluate their effectiveness, in order to be confident in the proper use of resources, achievement of objectives and management of risks.

C.2.7 To review existing controls in the light of changes affecting the Authority and to establish and implement new ones in line with guidance from the Chief Finance Officer. To ensure staff have a clear understanding of their responsibility to identify and manage risk on a continuous basis.

C.3 AUDIT REQUIREMENTS

C.3.1 <u>Internal Audit</u>

Why is this important?

C.3.1.1 The requirement for an internal audit function for the Authority is implied by s151 of the Local Government Act 1972, which requires that authorities "make arrangements for the proper administration of their financial affairs". The Accounts and Audit Regulations 2015 (as amended) require the Authority to maintain an adequate and effective internal audit service.

C.3.1.2 Accordingly, internal audit is an assurance function that primarily provides an independent and objective opinion to the Authority on the control environment comprising risk management, control and governance by evaluating its effectiveness in achieving the Authority's objectives. It objectively examines, evaluates and reports on the adequacy of the control environment as a contribution to the proper, economic, efficient and effective use of resources.

Key Controls

C.3.1.3 The key controls for internal audit are:

- that it is independent of day-to-day service operation in its planning and operation;
- the Head of Internal Audit has direct access to the Chief Executive, all levels of management, and to elected Members as appropriate;
- that internal auditors comply with the Public Sector Internal Audit Standards.

Responsibilities of the Chief Finance Officer

C.3.1.4 To ensure there is an effective internal audit function and assist with management in providing effective arrangements for financial scrutiny.

C.3.1.5 To ensure that internal auditors have the authority to:

- access Authority premises at reasonable times;
- access all assets, records, documents, correspondence and control systems;
- receive any information and explanation considered necessary concerning any matter under consideration;
- require any employee of the Authority to account for cash, stores or any other Authority asset under his or her control;
- access records belonging to third parties, such as contractors, when required;
- directly access the Chief Executive and the Policy and Resources Committee where appropriate.

C.3.1.6 To ensure that Internal Audit staff at all times respect the confidentiality of operations or management information in the areas subject to audit activity.

C.3.1.7 To prepare the strategic and annual audit plans which take account of the characteristics and relative risks of the activities involved for approval by the Policy and Resources Committee.

C.3.1.8 To prepare counter fraud strategies and measures, and ensure that effective procedures are in place to investigate promptly any fraud or irregularity.

C.3.1.9 To ensure the provision of advice on the nature and extent of any further investigation to be conducted following the discovery or report of any irregularity involving cash, stores or other assets. Where there is the possibility of criminal action being brought, to ensure that any further interviewing is conducted to meet the requirements of the Police and Criminal Evidence Act 1984 and other relevant legislation.

C.3.1.10 To refer any matter to the Police following consultation with the relevant Director and the Monitoring Officer.

C.3.1.11 To ensure that at the conclusion of each internal audit, a report including any recommendations is promptly issued to the Director of the service concerned.

Responsibilities of Directors

C.3.1.12 To ensure that internal auditors are given access at all reasonable times to premises, personnel, documents and assets and are provided with any information and explanations, that auditors consider necessary for the purpose of their work.

C.3.1.13 To ensure that any agreed actions arising from audit recommendations are carried out in a timely and efficient way in line with the timescale agreed with the Head of Internal Audit.

C.3.1.14 To notify the Chief Executive immediately of any suspected fraud, theft, irregularity, improper use or misappropriation of the Authority's property or resources. Pending investigation and reporting, Directors should take all necessary steps to prevent further loss and to secure records and documentation against removal or alteration.

C.3.1.15 To ensure that new systems for maintaining financial records, or records of assets, or changes to such systems, are discussed with and agreed by the Chief Finance Officer prior to implementation.

C.3.2 External Audit

Why is this important?

C.3.2.1 Local authorities are statutorily required to be audited externally. External auditors have rights of access to all documents and information necessary for audit purposes.

C.3.2.2 The basic duties of the external auditor are defined in statute and codes of practice. The code of audit practice issued in March 2000 sets out the auditor's objectives to review and report upon:

- the financial aspects of the audited body's corporate governance arrangements;
- the audited body's financial statements;
- aspects of the audited body's arrangements to manage its performance, including the preparation and publication of specified performance information and compliance in respect of the preparation and publication of the Performance Plan.

C.3.2.3 The Authority's external auditor must be satisfied that the Statement of Accounts "presents fairly" the financial position of the Authority and its income and expenditure for the year in question and complies with legal requirements. Under the Code of Audit Practice 2005, external auditors are also required to certify that they believe the Authority has spent money effectively and obtained value for money.

Key Controls

C.3.2.4 External auditors are normally appointed for a minimum period of five years. The conduct of the external audit is governed by a code of audit practice backed by statute.

Responsibilities of the Chief Finance Officer

C.3.2.5 To ensure that the external auditors are given access at all reasonable times to premises, personnel, documents and assets that the external auditors consider necessary for the purposes of their work.

C.3.2.6 To ensure there is effective liaison between external and internal audit.

C.3.2.7 To work with the external auditor and advise the Authority, the Policy and Resources Committee, and Directors on their responsibilities in relation to external audit.

Responsibilities of Directors

C.3.2.8 To ensure that external auditors are given access at all reasonable times to premises, personnel, documents and assets which the external auditors consider necessary for the purposes of their work.

C.3.2.9 To ensure that all records and systems are up to date and available for inspection.

C.4 PREVENTING FRAUD AND CORRUPTION

C.4.1 Money laundering

C.4.1.1 Money laundering is the term used for a number of offences involving the proceeds of crime or terrorist funds. It also includes the processing, or in any way dealing with, or concealing, the proceeds of crime.

C.4.1.2 The Proceeds of Crime Act 2002 and Money Laundering Regulations 2007 place some important obligations on all staff. Staff are required to inform the Chief Finance Officer of any known or suspected money laundering activities. Staff should not normally accept a single cash transaction in excess of £2,000 without the approval of the Chief Finance Officer.

C.4.2 Bribery Act 2010

C.4.2.1 Bribery is a criminal offence. To use a third party as a conduit to channel bribes to others is a criminal offence. Officers and Members must not engage indirectly in or otherwise encourage bribery.

Why is this important?

C.4.2.2 The Authority will not tolerate fraud or corruption in the administration of its responsibilities, whether from inside or outside the Authority.

C.4.2.3 The Authority's expectation of propriety and accountability is that Members and staff at all levels will lead by example in ensuring adherence to legal requirements, rules, procedures and practices.

C.4.2.4 The Authority also expects that individuals and organisations with whom it comes into contact will act towards the Authority with integrity and without thought or actions involving fraud or corruption.

Key Controls

C.4.2.5 The key controls regarding the prevention of financial irregularities are that:

- the Authority has an effective anti-fraud and corruption policy and maintains a culture that will not tolerate fraud or corruption;
- all Members and staff act with integrity and lead by example;
- senior managers are required to deal swiftly and firmly with those who defraud or attempt to defraud the Authority or who are corrupt;
- high standards of conduct are promoted amongst members by the Appointments, Management and Standards Committee, and compliance with the Code of Conduct for Members;
- the maintenance of a register of interests in which any hospitality or gifts accepted by staff must be recorded;
- whistle blowing procedures are in place and operate effectively;
- legislation including the Public Interest Disclosure Act 1998 is adhered to;
- the maintenance of a register of Members' financial and other interests and a register of gifts and hospitality that Members have received in connection with their official duties.

Responsibilities of the Chief Finance Officer

C.4.2.6 To develop and maintain an anti-fraud and corruption policy.

C.4.2.7 To maintain adequate and effective internal control arrangements.

C.4.2.8 To ensure that all suspected irregularities are reported to the Chief Executive and, if appropriate, the Policy and Resources Committee, the Authority and the external auditor.

Responsibilities of Directors

C.4.2.9 To ensure that all suspected irregularities are reported to the Head of Internal Audit and the external auditor.

C.4.2.10 To invoke the Authority's disciplinary procedures where the outcome of an audit investigation indicates financial impropriety.

C.4.2.11 To ensure that where financial impropriety is discovered, the Chief Finance Officer is informed. Where sufficient evidence exists to believe that a criminal offence may have been committed, the police may be called in, following consultation with the Chief Finance Officer and/or Monitoring Officer.

C.4.2.12 To maintain a register of staff interests, so that potential conflicts of interest are identified and avoided wherever possible.

C.4.2.13 The Chief Executive must maintain a register of staff financial and other interests and a register of gifts and hospitality and support the Monitoring Officer in maintaining such registers for Members.

C.5 ASSETS

C.5.1 <u>Security and Inventories</u>

Why is this important?

C.5.1.1 The Authority holds assets in the form of property, vehicles, equipment, furniture and other items. It is important that assets are safeguarded and used efficiently in service delivery, and that there are arrangements for the security of both assets and information required for service operations. Up-to-date asset registers are a prerequisite for proper fixed asset accounting and sound asset management.

Key Controls

C.5.1.2 The key controls for the security of resources such as land, buildings, fixed plant machinery, equipment, software and information are:

- resources are used only for the purposes of the Authority and are properly accounted for;
- resources no longer required are disposed of in accordance with the law and the regulations of the Authority so as to maximise benefits;
- asset registers are maintained for the Authority, assets are recorded when they are acquired and the records are updated as changes occur with respect to the location and condition of the asset;
- all staff are aware of their responsibilities with regard to safeguarding the Authority's assets and information, including the requirements of the Data Protection Act and software copyright legislation;
- all staff are aware of their responsibilities with regard to safeguarding the security of the Authority's ICT systems, including maintaining restricted access to the information held on them and compliance with the Authority's ICT and internet security policies;

Responsibilities of the Chief Finance Officer

C.5.1.3 To ensure that in accordance with good practice an asset register is maintained in the Authority's financial records for all fixed assets with a value in excess of £20,000 (this value to be kept under review).

C.5.1.4 To ensure that assets are valued in accordance with the *Code of Practice on Local Authority Accounting in the United Kingdom* (CIPFA/LASAAC), and valued to the Royal Institution of Chartered Surveyors (RICS) Appraisal & Valuation Standards.

C.5.1.5 To provide guidance on the form of records to be kept for stocks and stores.

Responsibilities of Directors

C.5.1.6 To prepare the Authority's Asset Management Plan.

C.5.1.7 The appropriate Director shall ensure that adequate inventories are maintained in a form approved by the Chief Finance Officer for all properties, plant and machinery, furniture, fittings equipment and any movable assets of significant value currently owned or used by the Authority. Periodic checks of inventories should be undertaken. Where appropriate, security marking shall be used. The value of items to be included in an inventory shall be prescribed by the Chief Finance Officer.

C.5.1.8 To submit information to the Chief Finance Officer as required for the purpose of updating accounting, costing and financial records in respect of fixed assets, including property and vehicles, etc.

C.5.1.9 To ensure that lessees and other prospective occupiers of Authority land are not allowed to take possession or enter the land until a lease or agreement, in a form approved by the Chief Finance Officer has been established.

C.5.1.10 To ensure the proper security of all buildings and other assets under their control. Directors are responsible for the receipt, care, safe custody and issue of stocks and stores. Stores records shall be kept in a form agreed by the Chief Finance Officer. Leased vehicles, plant or equipment may not be disposed of without the prior approval of the Chief Finance Officer.

C.5.1.11 Where land or buildings are surplus to requirements, to notify the Chief Finance Officer in order that alternative uses or disposal may be considered. No disposal of land and/or buildings shall take place except with the approval of the Authority.

C.5.1.12 To pass title deeds to the Chief Executive who is responsible for custody of all title deeds.

C.5.1.13 To ensure that no Authority asset is subject to personal use by an employee without proper permission. Where property is removed for an authorised purpose, and only if appropriate insurance cover has been obtained, full details and authorisation should be properly recorded (e.g. in a loans book) to enable its identification. Authorised purposes might include the use of portable computer equipment away from the office and also equipment used for home-based working.

C.5.1.14 To ensure the safe custody of vehicles, equipment, furniture, stock, stores, uniforms, keys, staff identity cards and other property belonging to the Authority and to maintain an effective system of stock control where appropriate. A certificate of the value of stocks held as at 31 March each year should be provided to the Chief Finance Officer. Stocks should be maintained at reasonable levels and are subject to a regular independent physical check.

C.5.1.15 To consult the Chief Finance Officer in any case where security is thought to be defective or where it is considered that special security arrangements may be needed.

C.5.1.16 To ensure cash holdings on premises are kept to a minimum and within insured limits.

C.5.1.17 To ensure that keys to safes and similar receptacles are carried on the person of those responsible at all times; loss of any such keys must be reported to the Chief Finance Officer as soon as possible.

C.5.1.18 To record all disposal or part exchange of assets that should normally be by competitive tender or public auction, unless, following consultation with the Chief Finance Officer, the Policy and Resources Committee agrees otherwise.

C.5.1.19 To investigate and remove from the Authority's records (that is, write off) discrepancies as necessary, in accordance with approved procedures, or following consultation with the Chief Finance Officer, to obtain Policy and Resources Committee approval if they are of significant value. Where equipment or materials become unusable or obsolete, the Chief Finance Officer may arrange for it to be written off in accordance with instructions issued by him/her. Where equipment or materials have a scrap or resale value, disposal shall be at the best price obtainable following the procedure for disposal issued by the Chief Finance Officer.

C.5.2 <u>Intellectual Property</u>

Why is this important?

C.5.2.1 Intellectual property is a generic term that includes inventions and writing. If these are created by the employee during the course of employment, then, as a general rule, they belong to the employer, not the employee. Various Acts of Parliament cover different types of intellectual property.

C.5.2.2 Certain activities undertaken within the Authority may give rise to items that may be patentable, for example, software development. These items are collectively known as intellectual property.

Key Controls

C.5.2.3 In the event that the Authority decides to become involved in the commercial exploitation of inventions, the matter should only proceed following consultation with and on the advice of the Chief Finance Officer.

Responsibilities of the Chief Finance Officer

C.5.2.4 To develop and disseminate good practice through the Authority's intellectual property procedures.

Responsibilities of Directors

C.5.2.5 To ensure that controls are in place to ensure that staff do not carry out private work in Authority time and that staff are aware of an employer's rights with regard to intellectual property.

C.5.2.6 To consult the Chief Finance Officer on any proposals to exploit intellectual property commercially.

C.5.3 <u>Disposal of Assets</u>

Why is this important?

C.5.3.1 Obsolete, non-repairable or redundant assets should be disposed of in accordance with the law and the documented procedures for the sale of land and buildings set out in the Authority's Asset Management Plan. S123 Local Government Act 1972 generally requires Authorities to obtain the best consideration that can reasonably be obtained when disposing of such assets. However, disposal at less than best consideration is possible under the legislation, for example, when other benefits are to be gained, including social housing and regeneration, but the circumstances need to be checked carefully in each case to ensure that the detailed requirements for a disposal at less than the best consideration can be satisfied.

Key Controls

C.5.3.2 Assets for disposal are identified and are disposed of at the most appropriate time, and only when it is in the best interests of the Authority, and best price is obtained, bearing in mind other factors, such as environmental issues. For items of significant value, disposal should be by competitive tender or public auction.

C.5.3.3 Procedures protect staff involved in the disposal from accusations of personal gain.

Responsibilities of the Chief Finance Officer

C.5.3.4 To issue guidelines representing best practice for disposal of assets.

C.5.3.5 To ensure proper accounting entries are made to remove the value of disposed assets from the Authority's records and to include the sale proceeds if appropriate.

Responsibilities of Directors

C.5.3.6 To ensure that the guidelines on the disposal of surplus or obsolete materials, stores or equipment are followed.

C.6 TREASURY MANAGEMENT

Why is this important?

C.6.1 It is important that money passing through the Authority's accounts should be managed properly to optimise the return on it, subject to ensuring the security of the Authority's resources.

Key Controls

C.6.2 All monies in the hands of the Authority shall be aggregated for the purposes of Treasury Management and shall be under the control of the Chief Finance Officer or the Authority's appointed agent.

C.6.3 That the Authority adopts the key recommendations of CIPFA's latest Code of Practice on Treasury Management.

C.6.4 Accordingly the Authority will create and maintain, as the cornerstones for effective treasury management:

- a treasury management policy statement, stating the policies and objectives of its treasury management activities;
- suitable treasury management practices (TMPs), setting out the manner in which the Authority will seek to achieve those policies and objectives, and prescribing how it will manage and control those activities;
- an Annual Investment Strategy (AIS).

C.6.5 The content of the policy statement and TMPs will follow the recommendations contained in the CIPFA Code, subject only to amendment where necessary to reflect the particular circumstances of the Authority. Such amendments will not result in the Authority materially deviating from the Code's key recommendations.

C.6.6 The content of the AIS will follow guidance issued by the government. The Authority, following consideration by the Policy and Resources Committee, will approve the AIS prior to the commencement of the year, and any subsequent changes or revisions.

C.6.7 The Authority delegates responsibility for the monitoring of its treasury management policies, practices and AIS to the Policy and Resources Committee, and for the execution and administration of all treasury management decision to the Authority's Chief Finance Officer. Day to day treasury management activity will be managed by the Financial Services provider, who will act in accordance with the Authority's treasury management policy statement, TMPs and AIS.

C.6.8 The Policy and Resources Committee will receive reports on the treasury management policies, practices and activities (including the AIS). These reports will include an annual strategy and plan in advance of the year for recommendation to the Authority. Update reports and an annual report after its close, in the form prescribed in the TMPs will be submitted to the Policy and Resources Committee.

Responsibilities of the Chief Finance Officer

C.6.9 To arrange the borrowing and investments of the Authority in such a manner as to comply with the CIPFA Code and the Authority's Treasury Management Policy and Annual Investment Strategy.

C.6.10 To report at least three times a year on treasury management activities to the Policy and Resources Committee.

C.6.11 To ensure that all investments of money are made in the name of the Authority and to maintain records of such investments in accordance with the CIPFA Code and the Authority's Treasury Management Policy.

C.6.12 To affect all borrowings in the name of the Authority and to maintain records of such borrowing in accordance with the CIPFA Code and the Authority's Treasury Management Policy.

C.6.13 To act as, or to appoint the Authority's bankers to act as, the Authority's registrar of stocks, bonds, mortgages, etc.

Responsibilities of Directors

C.6.14 To follow the instructions on banking issued by the Chief Finance Officer.

C.6.15 To ensure that loans are not made to third parties and that interests are not acquired in companies, joint ventures or other enterprises without the approval of the Chief Finance Officer who will be responsible for seeking approval of the Authority where appropriate.

C.7 TRUSTS, FUNDS HELD FOR THIRD PARTIES & OTHER VOLUNTARY FUNDS

Why is this Important?

C.7.2 Trust and other voluntary funds frequently provide service areas with additional sources of finance to provide services to their customers. Such funds are administered by employees of the Authority in normal work time and therefore minimum standards must be met. In addition, customers, clients and benefactors who contribute to the fund are entitled to expect minimum levels of financial stewardship and accountability.

C.7.3 It is important that an effective audit is carried out by a person with experience appropriate to the level of turnover of the fund. Where the turnover (greater of receipts or payments in the year) of the fund exceeds £10,000, a qualified accountant should be appointed by the Financial Services provider as the auditor/independent examiner.

C.7.4 The auditor must be totally independent from and have no indirect connection with the administration of the fund as this might inhibit the impartial conduct of the audit. This precludes:

- any member of staff involved in the administration of the fund;
- a relative of any member of staff responsible for administering the fund.

Key Controls

C.7.5 The key controls for trust funds, funds held for third parties and other voluntary funds are:

- Funds are only used for the purposes for which they are intended.
- All funds with income or expenditure over £10,000 are inspected or audited on an annual basis by an appropriately qualified auditor.
- All monies are accounted for and kept separate from Authority funds.

Responsibilities of the Chief Finance Officer

C.7.6 To ensure that all trust funds held in the name of the Authority are audited in line with any statutory requirements.

C.7.7 To provide guidance on accounting arrangements.

Responsibilities of Directors

C.7.8 To arrange for all trust funds to be held, wherever possible, in the name of the Authority. All officers acting as trustees by virtue of their official position shall deposit securities, etc. relating to the trust with the Chief Finance Officer, unless the deed otherwise provides.

C.7.9 To arrange, where funds are held on behalf of third parties, for their secure administration, approved by the Chief Finance Officer, and to maintain written records of all transactions.

C.7.10 To ensure that trust funds are operated within any relevant legislation and the specific requirements for each trust.

C.7.11 To follow all guidance issued by the Chief Finance Officer.

C.8 STAFFING

Why is this Important?

C.8.1 In order to provide good quality services, it is crucial that the Authority recruits and retains high calibre, knowledgeable staff, qualified to an appropriate level. There must be adherence to the Authority's policies and procedures on staff recruitment and security of confidential information.

Key Controls

C.8.2 The key controls for staffing are:

- an appropriate workforce strategy and policy exists, in which staffing requirements and budget allocation are matched within agreed limits/tolerances;
- procedures are in place for forecasting staffing requirements and cost;
- controls are implemented that ensure that staff time is used efficiently and to the benefit of the Authority;

- checks are undertaken prior to employing new staff to ensure that they are appropriately skilled, experienced and trustworthy;
- before any recruitment process is begun, proper authority, including confirmation of available budget and office accommodation must be obtained;

Responsibilities of the Chief Finance Officer

C.8.3 To advise on the availability of budget to fund any existing establishment vacancy or the alteration of the staffing establishment and on the additional costs of employment, such as National Insurance, employer's superannuation contributions, and IT and office accommodation costs, as appropriate.

Responsibilities of Directors

C.8.4 The Chief Executive has overall responsibility for ensuring that human resources strategies, policies and procedures are developed and implemented across the Authority. These should include detailed recruitment procedures.

C.8.5 To ensure that the staffing budget is an accurate forecast of staffing levels and is matched by appropriate budget provision (including on-costs and overheads).

C.8.6 To monitor staff activity to ensure adequate control over such costs as sickness, overtime, training and temporary staff.

C.8.7 To ensure that the staffing budget is not exceeded without due authority and that it is managed to enable the agreed level of service to be provided.

C.8.8 To comply with any direction set by the Authority, Policy and Resources Committee or the Chief Executive regarding recruitment and the management of vacancies.

D SYSTEMS AND PROCEDURES

D.1 IT SYSTEMS AND RELATED PROCEDURES

Why is this important?

D.1.1 Service areas have many systems and procedures relating to the control of the Authority's assets, including purchasing, costing and management systems. Directorates are increasingly reliant on Information & Communication Technology (ICT) for their financial management information. The information must therefore be accurate and the systems and procedures sound and well administered. They should contain controls to ensure that transactions are properly processed and errors detected promptly.

D.1.2 The Chief Finance Officer has a professional responsibility to ensure that the Authority's financial systems are sound and should therefore be notified of any new developments or changes.

D.1.3 The Chief Executive is responsible for the procurement, development, implementation and maintenance of all ICT systems to the standards required by the business functions of the Authority and its infrastructure.

Key Controls

D.1.4 The key controls for systems and procedures are:

- basic data exists to enable the Authority's objectives, targets, budgets and plans to be formulated;
- performance is communicated to the appropriate managers on an accurate, complete and timely basis;
- early warning is provided of deviations from target, plans and budgets that require management attention;
- operating systems and procedures are secure.

Responsibilities of the Chief Finance Officer

D.1.5 To make arrangements for the proper administration of the Authority's financial affairs, including,

- issuing advice, guidance and procedures for officers and others acting on the Authority's behalf;
- determining the financial systems form of accounts and supporting financial records;
- establishing arrangements for audit of the Authority's financial and ICT systems;
- approve any new ICT based financial systems to be introduced, including systems linked to or interfaced with the corporate financial information system;
- approve any changes to be made to existing ICT based financial systems or related feeder systems;
- ensure output from ICT based financial systems are complete, accurate and timely;

Responsibilities of Directors

D.1.6 To ensure that accounting records are properly maintained and held securely in accordance with arrangements approved by the Chief Finance Officer.

D.1.7 To ensure that a complete audit trail is maintained, allowing financial transactions to be traced between the accounting records and the original document.

D.1.8 To ensure that only officers authorised to act on their behalf process payments, collect income and place orders, including variations; this should be evidenced through either: local procedure/practice notes, job descriptions/organisational structure, a record of authorised signatories or a scheme of financial delegation.

D.1.9 To supply lists of authorised officers, with specimen signatures and delegated.

D.1.10 To incorporate appropriate controls to ensure that, where relevant all input is genuine and all processing is carried out in an accurate, complete and timely manner.

D.1.11 To ensure compliance with all guidance and relevant legislation in relation to HM Revenue & Customs requirements.

D.1.12 To ensure that the organisational structure provides an appropriate separation of duties to provide adequate internal controls and to minimise the risk of fraud or other malpractice.

D.1.13 To ensure that systems are documented and staff trained in operations.

D.1.14 To consult with the Chief Finance Officer before changing any existing system or introducing new systems.

D.1.15 To ensure that effective contingency and Disaster Recovery arrangements, including back-up procedures, exist for ICT systems to ensure business continuity. Wherever possible, back-up information should be securely retained in a fireproof container at an off-site location.

D.1.16 To ensure that, where appropriate, ICT systems are registered in accordance with data protection legislation and that staff are aware of their responsibilities under the legislation.

D.1.17 To comply with relevant standards and guidelines for computer systems issued by the Chief Executive.

D.1.18 To ensure that ICT equipment, infrastructure and software are protected from loss and damage through theft, vandalism, etc.

D.1.19 To comply with the copyright, designs and patents legislation.

D.2 INCOME AND EXPENDITURE

D.2.1 <u>Income</u>

Why Is this Important?

D.2.1.1 Income collection is a potential area of risk to the security of the Authority's funds and effective income collection systems are necessary to ensure that all income due is identified, collected, receipted and banked properly.

Key Controls

D.2.1.2 The key controls for income are:

- all income due to the Authority is identified and charged correctly, in accordance with an approved charging policy, which is reviewed at least annually;
- all money received by an employee on behalf of the Authority is properly recorded and paid without delay to the Authority's bank account. Responsibility for cash collection should, ideally, be separated from:
  i) responsibility for identifying the amount due;
  ii) responsibility for reconciling the amount due to the amount received.
- income received is not used to meet expenditure;

- effective action is taken to pursue non-payment within defined timescales;
- formal approval for debt write-off is obtained;
- appropriate accounting adjustments are made following write-off action;
- all appropriate income documents are retained and stored for the defined period in accordance with the document retention schedule;
- money collected and deposited is reconciled to the bank account by a person who is not involved in the collection or banking process;
- to guard against fraud and money laundering, the maximum cash deposit accepted will be £2,000.

Responsibilities of the Chief Finance Officer

D.2.1.3 To agree arrangements and promote best practice for the collection of all income due to the Authority.

D.2.1.4 To collect income due in all cases where formal invoices are raised.

D.2.1.5 To ensure that all income received is kept securely and banked properly.

D.2.1.6 To order and supply to Directorates all receipt forms, books or tickets and similar items and to approve the arrangements for their control.

D.2.1.7 To approve the form of all cash collection facilities and associated procedures. This includes safes, automated cash collection machines and other cash collection facilities.

D.2.1.8 To agree the write-off of bad debts and to report to the Authority if this is material to the accounts of the Authority (see section D.6.6 below).

D.2.1.9 To approve all debts to be written off in consultation with the relevant Director, keep a record of all sums written off and comply with the requirements of the Accounts and Audit Regulations 2015 (as amended).

D.2.1.10 To establish and initiate appropriate recovery procedures, including legal action where necessary, for debts that are not paid promptly.

Responsibilities of Directors

D.2.1.11 To ensure that all income is accounted for.

D.2.1.12 Directors to maintain a record of authorised officers, and their signatures, able to raise, amend or cancel invoices on their behalf in a form acceptable to the Chief Finance Officer. **NB** officers authorised to raise invoices shall not be permitted to amend or cancel invoices they have raised themselves.

D.2.1.13 To notify the Chief Finance Officer promptly of all money due to the Authority, including details of contracts, leases or agreements and arrangements which involve the receipt of money by the Authority.

D.2.1.14 To notify the Chief Finance Officer of new leases, or variations to rents or other periodic income to ensure that the periodic income register is accurately maintained.

D.2.1.15 To establish a charging framework for the supply of goods or services, including the appropriate charging of VAT, which accords with the Authority's charging policy and to review charges at least annually.

D.2.1.16 To issue official receipts and maintain other documentation for income collection in a form approved by the Chief Finance Officer.

D.2.1.17 To ensure that whenever possible, goods, services or supplies provided by the Authority with a value of less than £100 are paid for at the point of sale to avoid the need to invoice.

D.2.1.18 To ensure that where possible at least two employees are present when post is opened so that money received by post is properly identified and recorded.

D.2.1.19 To hold securely receipts, tickets and other records of income for the appropriate period.

D.2.1.20 To lock away all income to safeguard against loss or theft, and to ensure the security of cash handling. Maximum limits for cash held shall be agreed with the Chief Finance Officer, having regard to the Authority's insurance cover, and must not be exceeded.

D.2.1.21 To ensure that all relevant cash collection procedures issued by the Chief Finance Officer are complied with including the requirements of the corporate banking contract and security carrier contracts.

D.2.1.22 To ensure that income is paid fully and promptly into the appropriate Authority bank account in the form in which it is received. There must be sufficient information to identify the transaction. Money collected and deposited must be reconciled to the bank account on a regular basis. All cheques, money orders and postal orders received in any service area shall be crossed "South Downs National Park Authority".

D.2.1.23 To ensure income is not used to cash personal cheques or make other payments.

D.2.1.24 To ensure that debtor invoices are raised and dispatched promptly following any work done, goods supplied or services rendered where payment has not been received at the point of sale.

D.2.1.25 To record every transfer of custody of money between employees. The receiving officer must sign for the transfer and the transferor must retain a copy.

D.2.1.26 To recommend to the Chief Finance Officer debts to be written off and to keep a record of all sums written off up to the approved limit.

D.2.1.27 To notify the Chief Finance Officer of any contracts, leases or other arrangements which involve the payment of money to the Authority.

D.2.2 <u>Ordering and Paying for Work, Goods and Services</u>

Why is this important?

D.2.2.1 The Authority is funded by public money and must be able to demonstrate that these funds have been dispensed with due probity and in accordance with the Authority's policies. The Authority's procedures should help to ensure that services obtain value for money from their purchasing arrangements and these procedures should be read in conjunction with the Authority's Procurement Guide.

D.2.2.2 Every officer and member of the Authority has a responsibility to declare any links or personal interests that they may have with purchasers, suppliers and/or contractors if they are engaged in contractual or purchasing decisions on behalf of the Authority, in accordance with appropriate codes of conduct.

Key Controls

D.2.2.3 The key controls for ordering and paying for work, goods and services are:

- all goods and services are ordered only by appropriate persons and are correctly recorded;

- all goods and services shall be ordered in accordance with the Authority's Procurement guidance, and all contracts for goods, services and works shall be subject to the Authority's Contract Standing Orders;
- goods and services received are checked to ensure they are in accordance with the order, certification of receipt being completed by someone other than the person who placed the order;
- payments are not made unless goods have been received by the Authority to the correct price, quantity and quality standards;
- all payments are made within the payment terms or otherwise within 30 days to the correct person, for the correct amount and are properly recorded, regardless of the payment method;
- all appropriate evidence of the transaction and payment documents are retained and stored for the defined period, in accordance with the current document retention schedule;
- all expenditure, including VAT, is accurately recorded against the right budget or accounting code and any exceptions are corrected.
- in addition, the effect of e-business/e-commerce and electronic purchasing (e-Procurement) requires that processes are in place to maintain the security and integrity of data for transacting business electronically.

D.2.2.4 Official orders, including e-purchasing orders, must be in a form approved by the Chief Finance Officer.

D.2.2.5 Apart from petty cash, the normal method of payment from the Authority shall be by BACS, cheque or other instrument or approved method, drawn on the Authority's bank account. Payment by direct debit requires the prior agreement of the Chief Finance Officer.

D.2.2.6 Official orders must not be raised for any personal or private purchases, nor must personal or private use be made of Authority contracts.

Responsibilities of the Chief Finance Officer

D.2.2.7 To maintain an up-to-date list of staff authorised to raise orders or certify payments identifying in each case the financial limits of their authority.

D.2.2.8 To approve the form of official orders and associated terms and conditions, and ensure there is a back-up of orders that have been generated on the system, as part of the back-up/disaster recovery plan.

D.2.2.9 To make payments from the Authority's funds upon proper authorisation that the expenditure has been incurred.

D.2.2.10 To make payments, whether or not provision exists within the estimates, where the payment is specifically required by statute or is made under a Court Order.

D.2.2.11 To make payments to contractors upon appropriate certification, which must include details of the value of work, retention money, amounts previously certified and amounts now certified.

D.2.2.12 To advise on the minimum payment terms which can reasonably be met.

D.2.2.13 To ensure that invoices are retained (either in secure file storage or electronically) for the defined period in accordance with the document retention schedule.

D.2.2.14 To ensure that invoices are readily available for inspection as required, for example, by internal and external audit, HM Revenue & Customs, or EU auditors.

Responsibilities of Directors

D.2.2.15 To comply with guidance issued by the Chief Executive, to ensure that the most favourable terms for price, delivery and quality have been obtained.

D.2.2.16 To ensure the safe custody and proper use of official orders, including e-purchasing orders.

D.2.2.17 To ensure all orders clearly show the originator, the nature and quantity of the goods, supplies and services to be supplied and details of agreed or estimated prices, relevant discounts and delivery terms and are properly authorised.

D.2.2.18 To ensure no contract or arrangement is entered into on shorter payment terms than the minimum advised by the Chief Finance Officer.

D.2.2.19 To ensure that orders are only used for goods and services provided to and for the use of the Authority and not for the personal benefit of individual employees.

D.2.2.20 To ensure that those authorising orders are satisfied that the goods and services are appropriate and needed, that there is adequate budgetary provision and that quotations or tenders have been obtained in accordance with Contract Standing Orders and the Procurement Policy.

D.2.2.21 To ensure that copy orders are retained where non-computerised records are used, and that they are held securely.

D.2.2.22 To ensure that goods and services are checked on receipt to verify that they are in accordance with the order.

D.2.2.23 To pay invoices promptly in accordance with contract terms; the Authority target is payment within agreed terms or 30 days from the date an undisputed invoice is received.

D.2.2.24 To ensure that payment is not made unless a proper VAT invoice (excluding any balance brought forward) in the name of the Authority has been received, checked, coded and certified for payment, confirming:

i) receipt of goods;
ii) that the invoice has not previously been paid;
iii) that expenditure has been properly incurred and is within budget;
iv) that prices are correct, including discounts; and
v) that tax is deducted where appropriate.

D.2.2.25 Directors are responsible for obtaining necessary VAT receipts. Failure to obtain adequate receipts could result in charges levied by H M Revenue & Customs.

D.2.2.26 To ensure appropriate separation of duties are involved in requisitioning, ordering, receiving and paying for goods and services.

D.2.2.27 To ensure that payments are made are only made on receipt of a formal invoice, not on a photocopied or faxed copy, statement or other document.

D.2.2.28 To ensure that, in cases of payments being made on receipt of copy invoices (for example because the original has gone missing), appropriate checks are completed to minimise the risk of duplicate payments being made, and that, once authenticated, copy invoices are clearly marked "not previously passed for payment" and properly certified.

D.2.2.29 To notify the Chief Finance Officer of outstanding expenditure relating to the previous financial year as soon as possible after 31 March in line with the published timetable for the year-end closure of accounts.

D.2.2.30 To ensure that procurement records are retained (either in secure file storage or electronically) for the defined period in accordance with the document retention schedule and readily available for inspection.

D.2.3 Payments to Employees and Members

Why is this important?

D.2.3.1 Staff costs form a significant element of the Authority's spending. It is therefore important that payments of both salaries and expenses are accurate, timely, made only where they are properly due and that payments accord with individuals' conditions of employment.

D.2.3.2 It is equally important that Members' allowances and expenses are paid accurately and on a timely basis in accordance with the scheme adopted by the Authority. All payments to staff and Members are made through payroll.

Key Controls

D.2.3.3 The key controls for payments to employees and Members are:

- proper authorisation procedures are in place and that there is adherence to corporate timetables in relation to starters, leavers, variations, and enhancements; and that payments are made on the basis of timesheets or claims;
- frequent reconciliation of payroll expenditure against approved budget and bank account;
- all appropriate payroll documents are retained and stored for the defined period in accordance with the document retention schedule;
- that HM Revenue & Customs regulations are met.

Responsibilities of the Chief Finance Officer

D.2.3.4 To arrange and control secure and reliable payment of salaries, wages, compensation or other emoluments to existing and former employees on the due date.

D.2.3.5 To make arrangements for the accurate and timely recording and payment of tax, superannuation and other deductions.

D.2.3.6 To make arrangements for payment of all travel and subsistence claims or financial loss allowances.

D.2.3.7 To make arrangements for paying Members' travel or other allowances upon receiving the prescribed form, duly completed and authorised.

D.2.3.8 To provide advice to secure payment of salaries and wages by the most economical means.

Responsibilities of Directors

D.2.3.9 The Chief Executive holds ultimate responsibility for compliance with statutory rules relating to employee matters and shall issue appropriate advice, guidance and training to all staff to ensure that the requirements of law and of the Authority's Human Resources Policies and Practices are met.

D.2.3.10 Directors are responsible for ensuring that staff within their respective Directorates are properly inducted into the Authority and attend any mandatory training courses. Directors are also responsible for ensuring that their staff act following any advice, guidance or instruction by the Chief Executive, including those relating to appointment procedures, the use of job evaluation or other agreed system for determining remuneration, acceptable behaviour standards, grievance and disciplinary processes, contract variation, and the security and privacy of associated data.

D.2.3.11 To ensure appointments are made in accordance with the regulations of the Authority and approved establishments, grades, scales of pay and approved budget levels.

D.2.3.12 To maintain personnel information in a format specified by the Chief Executive and notify him or her promptly of all appointments, terminations, increments, timesheets, or variations which may affect the pay or pension of an employee or former employee, in the form and to the timescale required.

D.2.3.13 To ensure that adequate and effective systems and procedures are operated, so that:

- payments are only authorised to bona fide employees and where there is a valid entitlement;
- conditions and contracts of employment are correctly applied;
- employees' names listed on the payroll are checked at regular intervals to verify accuracy and completeness;
- any systems used to process personnel data or remunerations are properly maintained in compliance with these Financial Procedures, and that arrangements for paying salaries, compensation and other emoluments also comply.

D.2.3.14 To maintain an up-to-date list of the names of officers authorised to sign staffing records, including starters, leavers and amendment forms, timesheets and expenses claims together with specimen signatures and to supply a copy of this list to the Financial Services provider (Payroll).

D.2.3.15 To ensure that payroll transactions are processed only through the payroll system, to ensure compliance with HM Revenue & Customs requirements. Directors should give careful consideration to the employment status of individuals engaged on a self-employed or subcontract basis, as HMRC applies strict rules on employee status; in cases of doubt, early advice should be sought from the Chief Executive.

D.2.3.16 Certification of timesheets by authorised officers means that:-

- the expenditure has been properly incurred, is legal, and that there is relevant estimate provision or other Authority to spend;
- the payment is in accordance with the Authority's HR policies and practices, and other regulations;
- the calculations of hours, pay rates and other allowances are correct and the timesheet is arithmetically correct,
- the timesheet has not previously been paid. In cases of copy timesheets, careful checks need to be carried out to prevent duplicate payments. When authenticated, any copy should be marked clearly "not previously passed for payment" and properly certified.

D.2.3.17 Ex-gratia payments shall be paid through the payroll system in accordance with these Financial Procedures and the Financial Limits they prescribe.

D.2.3.18 To certify travel and subsistence claims and other allowances. Certification is taken to mean that journeys were authorised and expenses properly and necessarily incurred, and that allowances are properly payable by the Authority in accordance agreed rates, ensuring that cost-effective use of travel arrangements is achieved.

D.2.3.19 To ensure that the Financial Services provider (Payroll) is notified of the details of any employee benefits in kind, to enable full and complete tax reporting.

D.2.3.20 To ensure that all appropriate payroll documents are retained and stored for the defined statutory period.

Responsibilities of Members

D.2.3.21 To submit claims for Members' travel and subsistence allowances on a monthly basis and, in any event, within one month of the financial year-end.

D.2.4 Purchasing Cards

Why is this important?

D.2.4.1 Corporate Procurement Cards are issued when:

- There is an operational requirement for the flexibility which the card would offer;
- There is an ongoing need that cannot be met effectively or efficiently by other arrangements;
- There is a pattern of low value, high volume purchases where a purchase order is not appropriate.

Key Controls

D.2.4.2 All applications for corporate procurement cards should be made on the appropriate form, meeting the specific criteria, appropriately authorised and supported by a business case approved by the budget holder;

- A condition of usage agreement is issued to the cardholder upon approval, which must be signed and returned;
- There is an individual transaction and monthly spend limit issued for each card holder which cannot be exceeded. Card limits will be reviewed at regular intervals and if necessary revised;
- Finance will monitor the use of corporate procurement cards. If inappropriate expenditure occurs, then it can be deducted from accrued salary and may result in the cancellation of the card;

D.2.4.3 Cardholders are required to keep a copy of all documentation that relates to the purchases, including the monthly procurement card statement that will be received by all purchasing cardholders.

Responsibilities of Chief Finance Officer

D.2.4.4 To establish a corporate procurement card system that can be operated securely within the Authority.

D.2.4.5 To ensure that procurement card expenditure is accounted for and correctly presented in the Authority's accounts

Responsibilities of Directors

D.2.4.6 To ensure that officers holding a corporate procurement card:

- Obtain and retain receipts to support each payment made against the procurement card. Where appropriate, an official receipted VAT invoice must be obtained;
- Submit records as required by the Chief Finance Officer at regular intervals for uploading into the finance system;

- Make adequate arrangements for the safe custody of the card; reconcile the expenditure monthly; reconciliation sheets to be verified in accordance with the notified procedure;
- Lost or stolen cards must be reported immediately to the issuing bank;
- Return the card to Finance upon leaving the Authority or at the request of the Chief Finance Officer;

D.2.4.7 The Chief Finance Officer may require the return of the card at any time and may suspend or cancel its use in the event that the cardholder fails to comply with the conditions of use of the card.

D.2.5 Imprest and Petty Cash Accounts

Why is this important?

D.2.5.1 Impress and petty cash accounts allow:

- Urgent purchases where officers are unable to obtain goods or services in a timely manner to allow the continued delivery of the service.
- Minor items of expenditure, when it would not be cost effective to purchase the item through the creditor payments system.

D.2.5.2 Imprest and petty cash accounts must not be used as methods of avoiding normal purchasing/payment arrangements.

Key Controls

D.2.5.3 The key controls for imprest and petty cash accounts are:

- all transactions are properly accounted for and proper authorisation procedures are in place;
- there is appropriate supporting documentation for all purchases;
- purchases are appropriate and could not be made through the Authority's normal purchase ordering system;
- accounts are kept in balance and reconciled on a regular basis;
- cash, cheque books and accounting records are held securely, and transfers of custody are properly documented.

Responsibilities of the Chief Finance Officer

D.2.5.4 To establish a petty cash/imprest system to be operated by the Authority.

D.2.5.5 To ensure that petty cash is accounted for and correctly presented in the Authority's accounts.

Responsibilities of Directors

D.2.5.6 To ensure that employees operating an imprest account:

- obtain and retain vouchers to support each payment from the imprest account. Where appropriate, an official receipted VAT invoice must be obtained;
- maintain the account in balance and submit records as required by the Chief Finance Officer at regular intervals for examination and the reimbursement of expenditure;
- make adequate arrangements for the safe custody of the account;

- produce upon demand by the Chief Finance Officer cash and all vouchers to the total value of the imprest amount;
- reconcile and balance the account at least monthly; reconciliation sheets to be signed and retained by the imprest holder;
- provide the Chief Finance Officer with a certificate of the value of the account held on request (normally once a year);
- ensure that the float is never used to cash personal cheques or to make personal loans and that the only payments into the account are the reimbursement of the float and change relating to purchases where an advance has been made;
- ensure that no income received on behalf of the Authority may be paid into a petty cash/imprest account but must be banked or paid into the Authority;

D.2.5.7 No officer shall certify a petty cash/imprest bank account claim for reimbursement of expenditure to him/herself.

D.2.5.8 No payments or reimbursements shall be made for values over £100.

D.2.5.9 In no circumstances shall imprest accounts be allowed to go overdrawn.

D.3 VAT & TAXATION

Why is this Important?

D.3.1 The Authority is responsible for ensuring its tax affairs are in order. Tax issues are often very complex and the penalties for incorrectly accounting for tax are severe. It is therefore very important for all officers to be aware of the potential tax implications of any transaction and to seek appropriate advice early.

Key Controls

D.3.2 The key controls for taxation are:

- budget holders are provided with relevant information and kept up to date on tax issues;
- budget holders are instructed on required record keeping
- staff seek advice on the potential tax implications of new initiatives as soon as possible;
- all taxable transactions are identified, properly carried out and accounted for within stipulated timescales;
- returns are made to the appropriate authorities within the stipulated timescale.

Responsibilities of the Chief Finance Officer

D.3.3 To arrange for the proper deduction of Pay As You Earn (PAYE) and National Insurance, and the timely completion of associated HM Revenue & Customs returns.

D.3.4 To complete a monthly return of VAT inputs and outputs to HM Revenue & Customs.

D.3.5 To maintain up-to-date guidance for Authority Members and employees on taxation issues.

D.3.6 To provide details to the HM Revenue & Customs and account for all taxes and contributions deducted from payments made by the Authority.

Responsibilities of Directors

D.3.7 To ensure that the correct VAT liability is attached to all income due and that all VAT recoverable on purchases complies with HM Revenue & Customs regulations.

D.3.8 To ensure that, where construction and maintenance works are undertaken, the contractor fulfils the necessary construction industry tax deduction requirements.

D.3.9 To ensure that any person employed by the Authority is added to the Authority's payroll and tax deducted from any payments, except where the individual is genuinely self-employed or employed by a recognised staff agency.

D.3.10 To follow all guidance on taxation issued by the Chief Finance Officer.

D.4 CONTROL OF CONTRACTS

Why is this important?

D.4.1 The achievement of value for money when procuring goods and services is a key task to ensure that public money is well spent. The Authority needs to be able to demonstrate that it achieves good value for money and how it seeks to improve the value it gets.

D.4.2 There needs to be a strong commitment from Members and staff to manage costs alongside quality of services and respond to local needs. The impact on users should be tracked to ensure that cost savings are not simply cuts without regard to outcomes.

Responsibilities of Directors

D.4.3 The Chief Executive will issue and review regularly Contract Standing Orders and the Procurement Policy, to ensure that procurement efficiencies and value for money are a key objective across the Authority.

D.4.4 To comply with legislation on procurement, Financial Regulations, Contract Standing Order and the Procurement Policy.

D.5 BANKING ARRANGEMENTS

Why is this important?

D.5.1 It is essential that the Authority operates cost effective and sound banking systems to ensure its financial transactions are documented with the utmost accuracy, with the avoidance of fraud and corruption.

Responsibilities of the Chief Finance Officer

D.5.2 To make or approve all arrangements with the Authority's bankers and to operate such accounts as necessary.

D.5.3 To authorise the ordering all cheques and ensure proper arrangements for their safe custody.

D.5.4 To authorise the issue of Authority procurement cards.

D.5.5 To ensure cheques drawn on the Authority's main bank accounts bear the facsimile signature of the Chief Finance Officer.

D.5.6 To approve the necessary arrangements to safeguard the interests of the Authority where payments are made either electronically or automatically.

D.5.7 To ensure all Authority funds are banked to the account of the Authority.

Responsibilities of Directors

D.5.8 To manage bank accounts, imprest accounts and credit cards in accordance with guidance issued by the Chief Finance Officer, and ensure that all Authority funds are banked to the account of the Authority.

D.6 FINANCIAL LIMITS

Why is this important?

Financial limits need to be set in the interests of good governance and financial management. Directors are responsible for delegating financial limits of authority and incorporating them in their directorate scheme of financial delegation.

D.6.1 Virements - Revenue Budget

D.6.1.1 Directors are responsible for ensuring that virements are actioned in accordance with the requirement specified in Standard Financial Procedures paragraph A.2.1.

D.6.1.2 In keeping with budget monitoring procedures, Directors shall maintain a list of officers who are authorised to action virements together with their financial limits.

D.6.2 Virements - Capital Programme

D.6.2.1 Directors shall consult with the Chief Finance Officer on planned virements within the Capital Programme as outlined in paragraph B.2.4.

D.6.3 Carry Forwards

D.6.3.1 The policy in respect of the carry forward of directorate revenue underspendings and overspendings is set out in Standard Financial Procedures paragraph A.2.2.

D.6.4 Authorisation Limits to minimise budget pressures

D.6.4.1 In exceptional circumstances, the Senior Management Team may occasionally place authorisation limits so that no expenditure can be incurred over a certain limit without Director approval to safeguard the Authority's budget position.

D.6.5 Ex-Gratia Payments

D.6.5.1 Directors may authorise ex-gratia payments in respect of minor items of loss or damage to personal property and clothing of employees and customers in respect of services delivered by their directorate.

D.6.5.2 No ex-gratia payments in excess of £2,000 shall be made without the approval of the Chief Executive.

D.6.5.3 A complete record of ex-gratia payments made by Directors shall be maintained and shall be available to the Chief Finance Officer on request.

D.6.6 Write Off of Debts

D.6.6.1 No debts due to the Authority shall be written off except with the consent of the Chief Finance Officer.

D.6.6.2 The Chief Finance Officer shall be authorised to write off any debt due to the Authority subject to the following:-

- A full explanation of the circumstances to the satisfaction of the Chief Finance Officer having been provided by the appropriate Director;
- For individual debts under £5,000, amounts to be authorised by relevant Director and Chief Finance Officer unless in the view of the CFO the total debt being written off has wider financial implications in which case a report should be written for consideration by the Authority;
- For debts over £5,000, amounts to be authorised by relevant Director and Chief Finance Officer, in consultation with the Chair of the Authority, unless in the view of the CFO the total debt being written off has

wider financial implications in which case a report should be written for consideration by the Authority.

D.6.7 Write Off of Stocks and Stores

D.6.7.1 No deficiency, which occurs in excess of £5,000, shall be written off by a Director without the prior approval of the Authority.

D.6.7.2 Variations below this figure may be written off by the Director with the agreement of the Chief Finance Officer.

D.6.7.3 A complete record of stocks and stores written off shall be maintained by the appropriate Director and retained.

D.6.8 Retention of Records

Why is this important?

D.6.8.1 It is essential that the Authority maintains complete and accurate records of all its activity to ensure a full audit trail for legal and funding purposes.

Responsibilities of the Chief Finance Officer

D.6.8.2 To maintain and issue to all staff a schedule of record retention requirements.

Responsibilities of Directors

D.6.8.3 To ensure that all records (electronic and physical) records are carefully and systematically filed and readily recoverable for inspection by Internal and External Audit, HM Revenue & Customs, EU auditors, etc.

D.6.8.4 To retain records in accordance with the advised minimum periods issued by the Chief Finance Officer and to seek advice from the Chief Finance Officer in any case of uncertainty.

D.6.8.5 Schedule for the Retention of Records:

Record	**Period (plus current year)**
Published Accounts/Annual Reports	Permanently
Taxation Returns	Permanently
Pension Scheme Records	Permanently
Property Deeds of landholdings	Permanently
Loans and investment records	12 years
Bank Statements, Bank credits	7 years
Cheques	7 years
Creditors Invoices	6 years
VAT receipts	6 years
Creditor payment records	6 years
Copy Orders	3 years
Prime Salaries & Wages notifications	3 years
Copy payslips	7 years
Record of ex gratia payments	5 years
Construction contracts and drawings	Permanently
Contracts and Supporting Documents - under seal	12 years*
Contracts let in accordance with Standing Orders	6 years*
Stock/Stores Records	6 years
Stock Write Off and Debt Write Off records	5 years
Bank Paying-in books	3 years
Till Rolls & Receipt Books	3 years

Audit Trails of IT system security related events	3 years
Application control, error and exception reports	3 years
Budget Working papers	3 years
Final Accounts working papers	3 years after the accounts have been signed

*(after contract ends)

E EXTERNAL ARRANGEMENTS

E.1 PARTNERSHIPS

Why is this important?

E.1.1 Partnerships have the potential to play a key role in delivering the Authority's objectives. The Authority is already working in partnership with others – public agencies, private companies, community groups and voluntary organisations. While the Authority delivers some services directly, it has a distinct leadership role in bringing together the contributions of the various stakeholders for the wider benefit of the National Park.

E.1.2 It is important, however, that any partners of the Authority should subscribe to the Authority's vision for the National Park and have an ethos which is consistent with the values of the Authority.

Key Controls

E.1.3 The key controls for the Authority are:

- to be aware of their responsibilities under the Authority's Financial Regulations and Financial Procedures Manual, including record retention requirements;
- to ensure that risk management processes are in place to identify and assess all known risks;
- to ensure that project appraisal processes are in place to assess the viability of a project in terms of resources, staffing and expertise;
- to agree and accept formally the roles and responsibilities of each of the partners involved in the project or services before commencement;
- to communicate regularly with other partners so that problems can be identified and shared to achieve their successful resolution.

Responsibilities of the Chief Finance Officer

E.1.4 To ensure that any partnership arrangements are underpinned by clear and well documented internal financial controls.

E.1.5 To advise on the key elements of funding a project or service. They include:

- a scheme appraisal for financial viability in both the current and future years;
- risk appraisal and management;
- resourcing, including taxation issues;
- administration, accounting and reporting arrangements;
- audit, security and control requirements;
- management of underspends and overspends and carry-forward arrangements;
- recovery of overheads
- exit arrangements.

E.1.6 To ensure that the accounting arrangements are satisfactory and that statutory and other accounts and associated claims and returns in respect of grants are prepared.

E.1.7 To maintain a corporate register of partnerships.

Responsibilities of Directors

E.1.8 To maintain a register of all contracts entered into with external bodies in accordance with procedures specified by the Chief Finance Officer.

E.1.9 To consult with the Chief Finance Officer before entering into any understanding or agreement with an external body.

E.1.10 To ensure that, before entering into agreements with external bodies, a risk management appraisal has been prepared.

E.1.11 To ensure that such agreements and arrangements do not impact adversely upon the services provided by the Authority or compromise the Authority in any way.

E.1.12 To provide appropriate information to the Chief Finance Officer to enable a note to be entered into, or a memorandum account added to, the Authority's Statement of Accounts, and possible consolidation under group accounts, concerning material items.

E.2 EXTERNAL FUNDING

Why is this important?

E.2.1 External funding is potentially a very important source of income, but funding conditions need to be carefully considered to ensure that they are compatible with the aims and objectives of the Authority. Funds from external agencies can provide additional resources to enable or enhance service delivery.

E.2.2 The Authority's intention is to optimise rather than maximise external funding – i.e. to seek external funding where it results in a substantial net benefit to the Authority relative to the resources required to achieve that benefit.

Key Controls

E.2.3 The key controls for external funding are:

- to ensure that key conditions of funding and any statutory requirements are complied with and that the responsibilities of the accountable body are clearly understood;
- to ensure that funds are acquired only to meet the priorities approved by the Authority, although other organisations may bid for these funds, rather than the Authority;
- to ensure that any match-funding requirements are given due consideration prior to entering into long-term agreements and that future revenue budgets reflect these requirements.
- to ensure that any potential ongoing commitments from projects or partnerships are properly identified and considered at the outset.

E.2.4 Numerous external funding sources exist which may be accessed by the Authority or local partnerships. Advice should be sought from the Chief Finance Officer.

E.2.5 Subject to the approval of the Policy & Resources Committee (for projects valued at more than £50k up to and including £100k) or approval by the Authority (for projects valued over £100k) the Authority may act as the Accountable Body for externally funded programmes. The function of the Authority as Accountable Body is to take financial responsibility for the funding programme, irrespective of the Authority's level of involvement in the individual projects within the programme. The financial responsibility of the Accountable Body may include the requirement to repay to the grant funding authority all sums of grant aid advanced to any project which;

- fails,
- expends funding outside the terms of its grant agreement,
- has inadequate records to verify its expenditure,
- has inadequate records to verify its outputs,

- disposes of capital assets acquired with grant funding,
- in any material respect contravenes its funding agreement.

E.2.6 Given that some projects involve considerable sums of money, the potential impact upon the Authority is self-evident. Hence the need for these specific financial regulations applicable to external funding.

E.3 MATCHED FUNDING

E.3.1 External funding rarely covers the entire project cost and grant aid is normally provided on a "matched funding" basis whereby the grant funder provides an agreed percentage of funds and the balance must be "matched" by other funding provided by the applicant. Matched funding may be either in cash or in kind. When matched funding is provided by the Authority, it affords the opportunity for increased service provision. However, many projects have a lifetime of 3 to 5 years, but can be as long as 7 years.

E.3.2 Consequently, when supporting a project, directorates must consider the long-term impact this will have on their capital and revenue budgets. There is a danger of entering into commitments that cannot be met through Authority funds. For this reason it is a requirement that at the inception of any project proposal involving external funding, either capital or revenue, the Chief Finance Officer must be notified immediately.

E.3.3 Before any contractual obligations are entered into, for any externally or internally managed project to which Authority funds are being contributed, a report must be submitted to Policy and Resources Committee for approval of the project if the Authority's contribution is in excess of £50,000 but notmore than £100,000 (including where this is match funding) and the budgetary provision has not previously been approved. Where the Authority's contribution, including by way of match funding, is in excess of £100,000, approval must be obtained from the National Park Authority following recommendation from Policy and Resources Committee.

E.3.4 When a report is sent to Policy and Resources Committee requesting the approval of a project, the funding for that project must have been agreed amongst partners and written confirmation must be obtained from all external partners of their financial commitment, signed by an appropriate officer of the organisation. The exception to this is where European funding is involved. Since EU funding is regarded as funding of last resort, confirmation of funding will be dependent upon all other contributions (including those of the Authority) to be in place.

E.3.5 The Committee report must also contain a summary of internal funding with an Appendix which provides a detailed budget of the intended project, showing the estimated cost by each expenditure heading and the total cost of the project. The financing of that total cost must equal the funds to be made available internally, from external partners and from the external funding agency.

E.4 FORWARD FUNDING

E.4.1 Where the Authority makes an advance or grant to finance revenue or capital expenditure pending receipt of the external grant, the amount of funding is limited to the forecast value of the quarter's claim which is being advanced. No further forward funding will be made available until a project sponsor organisation has provided satisfactory evidence to enable the Authority to make a grant claim to the grant funding authority. Forward funding will only be considered where the project has had formal approval and is supported by an appraisal.

E.4.2 In the exceptional circumstances of programmes funded by European Union funds, this rule is varied to allow forward funding over a longer duration. Under European Union grant rules the final payment of grant cannot usually be made until all projects in a programme have submitted their final audited grant claim.

E.4.3 Any external programme that requires forward funding pending the receipt of grant income is subject to approval by the Policy and Resources Committee. The approval will set the maximum limit for the forward funding. Directors would then have delegated authority to approve forward funding requests for individual projects up to that maximum limit for the programme.

E.4.4 The forward funding of voluntary and community-based organisations that seek to implement projects for the Authority must comply with the funding agreement.

E.5 FUNDING AGREEMENTS

E.5.1 A partnership deed must be signed by the project sponsor organisation and the Authority, for each project undertaken within any grant funding programme.

Responsibilities of the Chief Finance Officer

E.5.2 To ensure that all funding notified by external bodies is received and properly recorded in the Authority's accounts.

E.5.3 To ensure that the match-funding requirements are considered prior to entering into the agreements and that future revenue budgets reflect these requirements.

E.5.4 To issue grant claims procedures to ensure that grant claims are submitted on time to the appropriate funding body and to ensure that audit requirements are met.

Responsibilities of Directors

E.5.5 To comply with corporate guidance or protocols in respect of bidding activity for external funds. This is designed to ensure that:

i) the quality of bids is improved, increasing the chance of success;
ii) bids are linked with partners wherever possible, thereby avoiding duplicated or conflicting bids likely to be rejected by funders due to the lack of a joined-up approach;
iii) management and staff are supported to navigate complex bidding processes;
iv) where possible, information on external funding is collated across the Authority.

E.5.6 To comply fully with Financial Regulations including Financial Procedures and to ensure that Policy and Resources Committee approves reports for externally funded projects after full consultation with the Chief Finance Officer.

E.5.7 To ensure that all claims for funds are made by the due date in accordance with procedures issued by the Chief Finance Officer. All Government grant claims or claims for externally funded schemes must be examined and certified by the Chief Finance Officer. All grant claims should be accompanied by a Grant Claim header sheet where applicable and a detailed reconciliation to the Authority's main financial system.

E.5.8 To ensure that the project progresses in accordance with the agreed timetable and proposals and that all expenditure is properly incurred and recorded.

E.5.9 To forward to the Chief Finance Officer immediately any notifications from Government Departments including consents, approvals, regulations, circulars and letters relating to any external funding project or proposal.

South Downs

National Park Authority

FINANCIAL REGULATIONS

F I N A N C I A L   R E G U L A T I O N S

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1 INTRODUCTION

Purpose of Financial Regulations

1.1 This document sets out the financial regulations for the South Downs National Park Authority. It identifies the responsibilities of Members, Directors, Statutory Officers and Managers in looking after the financial affairs of the Authority. It seeks to ensure high standards of financial conduct, and probity in dealing with public money.

Status of Financial Regulations

1.2 The financial regulations provide the overall framework for managing the Authority's financial affairs. They are part of the Authority's Standing Orders and are supported by a number of other documents including contract standing orders, schemes of delegation and codes of conduct for officers and members.

1.3 These Financial Regulations are subject to the Accounts and Audit Regulations (revised in 2015) issued by the Government. The Accounts and Audit Regulations establish statutory provisions for accounting arrangements, auditarrangements and financial control within the Authority, consistent with Audit Commission guidance.

Reviewing and updating Financial Regulations

1.4 The Chief Finance Officer is responsible for maintaining a continuous review of the Financial Regulations and for submitting any material and/or substantial revisions to the Authority for approval after consultation with the Chief Executive. Any minor and/or consequential amendments shall be made by the Chief Finance Officer in consultation with the Chief Executive.

Application of Financial Regulations

1.5 All Members and officers involved in managing the financial affairs of the Authority are expected to comply with these regulations, in accordance with their delegated powers. Directors and Managers must ensure that their staff are aware of the existence and content of financial regulations and ensure that there is easy access to the document in their Teams. Failure to comply with these Financial Regulations may result in formal disciplinary action being taken.

Format of Financial Regulations

1.6 The Financial Regulations provide clarity about the financial accountabilities of individuals including:

- Individual Members;
- the Chief Executive;
- the Monitoring Officer
- the Chief Finance Officer; and
- other Directors.

1.7 The regulations have been based on CIPFA's best practice guidance for local authorities, adapted to meet local needs and circumstances.

Financial Procedures

1.8 The Chief Finance Officer is responsible for issuing advice and guidance to underpin the Financial Regulations that Members, officers and others acting on behalf of the Authority are required to follow. Details of how the Regulations will be implemented operationally, are contained in the 'Financial Procedures Manual'. These establish sound practices and assist Directors in their responsibility for the operation of their financial processes. These Standard Financial Procedures have the same authority as Financial Regulations.

1.9 Provided the Chief Finance Officer is satisfied that all necessary controls are met, he/she may agree to variations proposed by Directors. Agreed variations must be properly recorded, in a form agreed by the Chief Finance Officer.

2 FINANCIAL MANAGEMENT

Introduction

2.1 Financial management covers all financial accountabilities in relation to the running of the financial affairs of the South Downs National Park Authority.

The Authority

2.2 The Authority is a centrally-funded, public body run by 27 Members. The Authority makes decisions on strategic planning decisions policy and develops new projects & partnership programmes that promote the purposes and duty of the South Downs National Park Authority.

2.3 The Authority is responsible for approving procedures for recording and reporting decisions taken. This includes those decisions delegated by, and decisions taken by, the Authority and its committees. These delegations and details of who has responsibility for which decisions, including the committees' terms of reference, are set out in the Standing Orders of the Authority.

Statutory Officers

2.4 The National Park Officer and Head of Paid Service

The National Park Officer and Head of Paid Service are both statutory roles that are combined within one post on the establishment – the Chief Executive. The Chief Executive is responsible for the overall corporate and strategic management of the Authority. He or she must report to and provide information for the Authority and its Committees, and is responsible for:

- establishing protocols to ensure that information presented for committee decisions takes account of the legal, financial and risk management issues of the proposed decision.
- establishing a framework for management direction, style and standards
- proposing the Corporate Plan to Authority
- monitoring the performance of the organisation.

The Chief Executive is also responsible, together with the Monitoring Officer, for the system of record keeping in relation to all the Authority's decisions (see below).

2.5 Monitoring Officer

The Monitoring Officer is responsible for keeping the Authority's Standing Orders and delegation arrangements under review and for working with the Appointment Management and Standards Committee in promoting and maintaining high standards of conduct. This officer is responsible for reporting any actual or potential breaches of the law or maladministration. He/she is also responsible for ensuring that procedures for recording and reporting decisions are operating effectively. He/she must ensure that committee decisions and the reasons for them are made public, and that Authority members are also aware of those decisions and of those made by officers who have delegated responsibility.

2.6 Chief Finance Officer

He/she has statutory duties in relation to the financial administration and stewardship of the Authority. This statutory responsibility cannot be overridden. The statutory duties are principally contained in:

- s151 of the Local Government Act 1972;
- The Local Government Finance Act 1988;
- The Local Government and Housing Act 1989;
- The Accounts and Audit Regulations 2015; and
- The Local Government Act 2003.

2.7 The Chief Finance Officer is responsible for:

- the proper administration of the authority's financial affairs setting and monitoring compliance with financial management advising on the corporate financial position and on the key financial controls necessary to secure sound financial management
- providing financial information
- preparing the revenue budget and capital programme
- treasury management
- advising on the corporate financial position and on the key financial controls necessary to secure sound financial management

2.8 S114 of the Local Government Finance Act 1988 requires the Chief Finance Officer to report to the Authority and external auditor if the authority or one of its officers:

- has made, or is about to make, a decision which involves incurring unlawful expenditure;
- has taken, or is about to take, an unlawful action which has resulted, or would result in, a loss or deficiency to the authority;
- is about to make an unlawful entry in the Authority's accounts.

2.9 S114 of the 1988 Act also requires:

- the Chief Finance Officer to nominate a properly qualified member of staff to deputise should he/she be unable to perform the duties under section 114 personally.
- the Authority to provide the Chief Finance Officer with sufficient staff, accommodation and other resources, including legal advice where this is necessary, to carry out the duties under s114.

Authority Directors

2.10 Authority Directors are responsible for:

- Ensuring that the implications of all Authority and Committee proposals are fully explained to Members and that the financial implications have been agreed by the Chief Finance Officer;
- Entering into and signing contracts on behalf of the Authority subject to compliance with the Authority's Standing Orders;
- The operation of sound financial procedures within their directorate and, in order to fulfil this duty, they shall ensure that there is a formal scheme of delegation and adequate controls are in place.

Other Financial Accountabilities

2.11 Virement (Budget Transfer)

Directors are responsible for agreeing in-year virements but must not take decisions or transfer resources contrary to current Authority policy as represented by the approved budget. The procedure for virements is set out in Financial Procedures (paragraph A.2.1).

2.12 Treatment of Year-end Balances

The procedure is set out in Financial Procedures (paragraph A.2.2).

2.13 Accounting Policies

The Chief Finance Officer is responsible for implementing accounting policies in accordance with the Accounting Code of Practice (ACOP) and International Financial Reporting Standards (IFRS) and ensuring that they are applied consistently.

2.14 Accounting Records and Returns

The Chief Finance Officer is responsible for determining the accounting procedures and records for the Authority, in accordance with statutory requirements and best practice. He/she will also maintain a register of partnerships and other entities in which the Authority has an interest.

2.15 The Annual Statement of Accounts

The Chief Finance Officer is responsible for ensuring that the annual statement of accounts is prepared in accordance with the Code of Practice on Local Authority Accounting in the United Kingdom developed by CIPFA. The Policy and Resources Committee is responsible for approving the annual statement of accounts.

In accordance with the Accounts and Audit Regulations, the Chief Finance Officer must:

(a) before the Policy and Resources Committee approve the annual statement of accounts, and no later than 31 July immediately following the end of the financial year, sign and date the statement of accounts, and certify that it presents a true and fair view of the financial position of the body at the end of the year to which it relates and of the authority's income and expenditure for that year; and

(b) after the Policy and Resources Committee have considered the statement of accounts, but before they approve it, re-certify its presentation.

3 FINANCIAL PLANNING & BUDGET SETTING

Planning Framework

3.1 The full Authority is responsible for agreeing the policy framework and budget. In terms of financial planning, the key elements are:

- the Corporate Plan
- the Revenue Budget
- the Capital Programme
- the Medium Term Financial Strategy (MTFS)

3.2 The policy framework comprises the following statutory plans and strategies:

- National Park Partnership Management Plan
- Corporate Plan and supporting Operational Plan
- Risk Management Strategy and Plan
- Procurement Policy and Strategy
- Human Resources Strategy
- Treasury Management Policy and Strategy and the Prudential Code

3.3 The Authority is also responsible for approving procedures for agreeing variations to approved budgets, plans and strategies forming the policy framework and for determining the circumstances in which a decision will be deemed to be contrary to the budget or policy framework. Decisions should be referred to the Authority by the Monitoring Officer.

Budget Format

3.4 The general format of the budget will be approved by the full Authority on the advice of the Chief Finance Officer. The draft budget should include allocation to different services and projects, and contingency funds.

Budget Preparation

3.5 The Chief Finance Officer is responsible for preparing an annual detailed revenue and capital budget and a medium term financial strategy (MTFS) taking account of revenue resources over three years for consideration and approval by the Authority.

3.6 The Authority is responsible for issuing guidance to budget managers on budget priorities in consultation with the Chief Finance Officer.

3.7 Managers are responsible for preparing financial estimates, reflecting the guidance of the Authority and the agreed Operational Plan.

3.8 It is the responsibility of Directors to ensure that budget estimates reflecting agreed operational plans are submitted to the Policy and Resources Committee and Authority, and that these estimates are prepared in line with guidance issued by the Authority.

Budget Setting Guidelines

3.9 Guidelines on budget preparation are issued to Members and Directors by the Chief Finance Officer taking into account the current policy framework determined by the Authority. The guidelines will take account of:

- legal requirements;

- the medium term planning prospects;
- the Corporate Plan
- available capital and revenue resources;
- spending pressures;
- government guidelines, and
- the adequacy of the general and earmarked reserves.

Budget Monitoring and Control

3.10 The Chief Finance Officer is responsible for ensuring that systems are in place to provide appropriate financial information to enable all revenue and capital budgets to be monitored effectively. He/she must report to the Policy and Resources Committee and the full Authority on the overall financial position on a regular basis.

3.11 It is the responsibility of Directors to control income and expenditure within their area and to monitor performance, taking account of financial information provided by the Chief Finance Officer. They should report on variances within their own areas. They should also take any action necessary to avoid exceeding their budget allocation and alert the Chief Finance Officer to any problems. Financial and performance data should be linked wherever possible.

Maintenance of Reserves

3.12 It is the responsibility of the Chief Finance Officer to advise the Authority on prudent levels of reserves for the Authority to ensure a sound financial standing.

4 RISK MANAGEMENT AND CONTROL OF RESOURCES

Risk Management

4.1 Risk management is the planned and systematic approach to the identification, evaluation and control of risks. Its objectives are to enable effective use of resources, make sure the assets of the organisation are secure and to ensure the continued financial and organisational effectiveness of the Authority.

4.2 The Chief Executive is required to develop and promote risk management across the Authority and provide advice to managers on the most appropriate tools to use. The Chief Finance Officer is responsible for ensuring that proper insurance arrangements exist where appropriate.

4.3 The Chief Executive is responsible for preparing the Authority's Risk Management strategy for approval by the Policy and Resources Committee and for ensuring that risk registers are produced and maintained as appropriate.

Internal Control

4.4 Internal control refers to the systems of control devised by management to help ensure the Authority's objectives are achieved in a manner that promotes economical, efficient and effective use of resources and that the Authority's assets and interests are safeguarded. The Chief Finance Officer is responsible for advising on effective systems of internal control and will need to provide an Annual Governance Statement to the external auditors for inclusion in the statement of accounts. Arrangements need to ensure compliance with all applicable statutes and regulations, and other relevant statements of best practice.

4.5 It is the responsibility of Directors to establish sound arrangements for planning, appraising, authorising and controlling their operations in order to achieve continuous improvement, economy, efficiency and effectiveness and for achieving their financial performance targets.

Audit Requirements

4.6 The Accounts and Audit Regulations require every local authority to undertake an adequate and effective internal audit of its accounting records and of its system of internal control in accordance with the proper practices in relation to internal control. The Authority may, from time to time, be subject to audit, inspection or investigation by other external bodies, such as HM Revenue & Customs who have statutory rights of access.

Preventing Fraud and Corruption

4.7 The Chief Finance Officer is responsible for approving and maintaining an anti- fraud and corruption policy. The policy will be approved by the Policy and Resources Committee.

Assets

4.8 Directors should ensure that records and assets are properly maintained and securely held. They should also ensure that contingency (disaster recovery) plans for the security of assets and continuity of service in the event of disaster or system failure are in place.

Treasury Management

4.9 The Authority has adopted CIPFA's code of practice for treasury management in local authorities. The full Authority is responsible for approving the treasury management policy statement setting out the matters detailed in 'Treasury Management in the Public Services: Code of Practice for Treasury Management in Local Authorities'.

4.10 All money in the hands of the Authority is controlled by the officer designated for the purposes of s151 of the Local Government Act 1972, referred to in the code as the Chief Finance Officer who shall make appropriate banking arrangements.

4.11 All decisions on borrowing, investment or financing shall be delegated to the Chief Finance Officer, and such officers as he/she may nominate, who shall be required to act in accordance with the Code of Practice referred to in the Authority's Treasury Management Policy Statement and Annual Investment Strategy.

4.12 The Chief Finance Officer is responsible for proposing an Annual Investment Strategy before the start of the year and for reporting to the Policy and Resources Committee during the year on the activities of the treasury management operation and on the exercise of delegated treasury management powers.

Trust Funds, Funds Held for Third Parties and Other Voluntary Funds

4.13 All trust funds, funds held for third parties and other voluntary (unofficial) funds must be approved by the Chief Finance Officer. A voluntary (unofficial) fund is defined as any fund, other than an official fund for the authority, which is controlled wholly or in part by an officer by reason of his or her employment by the authority.

4.14 Directors are responsible for ensuring that they are operated in line with appropriate legislation and/or Charity Commission guidance if appropriate and shall ensure that all such funds are audited by suitably qualified auditors and are submitted within 9 months of the end of the accounting period to the authority and any other parties (i.e. clients, sponsors, charitable bodies) with an interest in the fund.

4.15 The Chief Finance Officer reserves the right to inspect all documentation relating to unofficial funds and seek such explanations as are necessary to ensure they are being appropriately managed.

Staffing

4.16 The Chief Executive is responsible for providing overall management to staff. He/she is also responsible for ensuring that there is proper use of the evaluation or other agreed systems for determining the remuneration of a job.

4.17 Directors are responsible for controlling total staff numbers by:

- advising the Authority on the budget necessary in any given year to cover estimated staffing levels required to deliver approved levels of service and having regard to statutory provision;

- adjusting the staffing to a level that can be funded within approved budget provision, varying the provision as necessary within that constraint in order to meet changing operational needs;
- the proper use of appointment policy and procedures.

5 SYSTEMS AND PROCEDURES

Introduction

5.1 Sound systems and procedures are essential to an effective framework of accountability and control. The Chief Finance Officer is responsible for the operation of the Authority's financial systems, the form of accounts and the supporting financial records. If Directors wish to make any changes to the existing financial systems or establish new systems, they must obtain the approval of the Chief Finance Officer. However, Directors are responsible for the proper operation of financial processes in their own directorates.

5.2 Directors must ensure that their staff receive relevant financial training that has been approved by the Chief Finance Officer. Where access to financial systems is through the use of unique user names and passwords, officers must not allow others to use their access codes or otherwise make use of their rights.

5.3 Directors must ensure that, where appropriate, ICT and other systems are registered in accordance with data protection legislation. Directors must ensure that staff are aware of their responsibilities under Data Protection and Freedom of Information legislation.

Income and Expenditure

5.4 It is the responsibility of Directors to ensure that a proper scheme of delegation has been established within their area and is operating effectively. The scheme of delegation should identify staff authorised to act on the Director's behalf, or on behalf of the authority, in respect of payments, income collection and placing orders, together with the limits of their authority. Specifically, authorised signatories and the limits of financial responsibility should be formally recorded in line with Financial Procedure D2 as issued by the Chief Finance Officer.

5.5 The Authority is responsible for approving procedures for writing off debts as part of the overall control framework of accountability and control.

Payments to Employees and Members

5.6 The Chief Executive is responsible for all payments of salaries and wages to all staff, including payments for overtime, and for payment of allowances to Members.

Imprest and Petty Cash Accounts

5.7 The Chief Finance Officer in consultation with Directors may make imprest/petty cash advances to officers for the purposes of paying minor items of expenditure and any other items as may be approved.

5.8 The Chief Finance Officer reserves the right to withdraw petty cash/imprest facilities from officers if it is deemed that they are being used inappropriately or the expenditure limit is exceeded or a deficit balance is accrued.

5.9 The accounts should be kept on the imprest system and officers should maintain a record of their receipts and payments in a form and manner prescribed by the Chief Finance Officer.

Purchasing Cards

5.10 The Chief Finance Officer may make available to nominated officers Purchasing Card facilities and will determine the application and approval process and set out the terms and conditions on which the cards are to be issued.

5.11 Directors are responsible for ensuring that they or any staff in their services issued with Purchasing Cards comply with the terms and conditions of use and remain within any financial or credit limits imposed. The Chief Finance Officer reserves the right to withdraw the use of any Credit or Purchase Card if it is deemed that they are being used inappropriately or the financial or credit limit is exceeded.

5.12 Directors are responsible for maintaining, retaining, presenting and/or completing any documentation, forms or electronic records in accordance

Cash Collection Facilities

5.13 The Chief Finance Officer shall approve the form of all cash collection facilities and associated procedures. This includes safes, automated cash collection machines and other cash collection facilities. Directors shall ensure that all relevant procedures issued by the Chief Finance Officer are complied with including the requirements of the corporate banking contract and security carrier contracts.

VAT & Taxation

5.14 The Chief Finance Officer is responsible for advising Directors, in the light of guidance issued by appropriate bodies and relevant legislation as it applies, on all taxation issues that affect the authority.

5.15 The Chief Finance Officer is responsible for maintaining the authority's tax records, making all tax payments, receiving tax credits and submitting tax returns by their due date as appropriate. The Director of Corporate Services will be required to maintain income tax and national insurance records in accordance with guidelines set by the Chief Finance Officer.

Control of Contracts

5.16 It is essential that all Directors follow Contract Standing Orders as well as Financial Regulations. The achievement of value for money when procuring goods and services is a key task to ensure that public money is well spent.

Banking Arrangements

5.17 The Chief Finance Officer is responsible for ensuring that the authority operates sound banking systems where its financial transactions are accurately documented and evidenced by reconciliations. The Authority shall approve all banking contract terms and conditions.

Financial Limits

5.18 Financial limits need to be set in the interests of good governance and financial management. The Chief Executive is responsible for determining financial limits of authority for Directors who in turn are responsible for delegating financial limits to their officers as appropriate.

6 EXTERNAL ARRANGEMENTS

Introduction

6.1 The Authority provides a distinctive leadership role for the community in partnership with the district and county councils and brings together the contributions of various stakeholders. It must also act to achieve the protection, improvement and promotion of the environment, together with seeking to foster the economic and social or environmental well-being of its area in pursuance of the National Park purposes. The 2 purposes and duty of the NPA are:

- To conserve and enhance the natural beauty, wildlife and cultural heritage of the area
- To promote opportunities for the understanding and enjoyment of the special qualities of the Park by the public
- Duty to foster the economic and social wellbeing of local communities within the National Park.

Partnerships

6.2 The Vision for the National Park adopted by the Authority is intended to facilitate partnership working. The focus for forming partnerships with other public, private, voluntary and community sector organisations must be the Vision for the National Park and the Authority's Corporate Plan.

6.3 The Monitoring Officer will ensure that arrangements are in place to ensure partnership working arrangements comply with all legal requirements affecting the Authority.

6.4 The Monitoring Officer and Chief Finance Officer must, where appropriate, advise on the overall corporate governance arrangements of partnerships, and ensure that risks have been fully appraised before partnership agreements are entered into.

6.5 The Chief Finance Officer must ensure that the accounting arrangements to be adopted relating to partnerships and joint ventures are satisfactory. He/she will also maintain a register of partnerships and other entities in which the Authority has an interest in order to ensure compliance with statutory accounting

6.6 The Authority can delegate partnership related functions to officers. Any powers exercised by officers on behalf of the Authority in connection with partnership working must be set out in the scheme of delegation approved by the Authority. Decisions taken by officers as part of the delegation arrangements are binding on the Authority.

6.7 Duly appointed Members The Senior Management Team represent the Authority on partnership and external bodies. Appointees are responsible for ensuring that appropriate approvals are obtained before any negotiations are concluded in relation to work with external bodies.

External Funding

6.8 The Chief Finance Officer is responsible for ensuring that all funding notified by external bodies is received and properly recorded in the Authority's accounts including completion and submission of grant claims.

Work for Third Parties

6.9 The Authority is responsible for approving the contractual arrangements for any work for third parties or external bodies although this may be delegated to officers in accordance with the Authority's scheme of delegation.